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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH-CAROLINA.

General

BEING THE

ANNUAL SESSION OF 1844.

COLUMBIA, S. C.,
A. H. PEMBERTON, STATE PRINTER.
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH-CAROLINA.

Monday, November 25, 1844.

General Assembly of the State of South Carolina, begun and held at the Capitol in Columbia, on the twenty-fifth day of November, in the year of our Lord one thousand eight hundred and forty-four; on which day, being that fixed by the Constitution for the meeting of the General Assembly,

On motion of Mr. MAXWELL, Mr. THOMAS C. PERRIN, a member elect from Abbeville District, was called to the Chair, when THOMAS W. GLOVER, Clerk of the late House of Representatives, commenced a call of the House by election Districts, and the following gentlemen appeared, produced their credentials, were sworn by the Chair, and took their seats:

From Abbeville—Messrs. THOMAS C. PERRIN, THOMAS R. GARY, E. P. NOBLE, GEO. W. PRESSLY, and JOEL SMITH.

From Barnwell—Messrs. JOSEPH G. W. DUNCAN, J. G. BROWN, W. GILMORE SIMMS, and J. J. HARLEY.

From Chester—Messrs. J. Y. MILLS, L. A. BECKHAM, and J. B. McCULLY.

From Chesterfield—Messrs. J. W. BLAKENEY and WILLIAM HOUGH.

From Christ Church—Mr. JOHN H. HUGER.

From Claremont—Messrs. M. P. MAYES, FRANCIS SUMTER, and SAMUEL R. CHANDLER.

From Clarendon—Messrs. JOHN L. MANNING and G. W. COOPER.

From Darlington—Messrs. ISAAC D. WILSON and JOHN P. ZIMMERMAN.

From Edgefield—Messrs. DANIEL HOLLAND, JOHN BAUSKETT, TILMAN WATSON, PRESTON S. BROOKS, JAMES S. POPE, and A. T. TRAYLOR.

From Fairfield—Messrs. JOHN H. MEANS, EDWARD G. PALMER, JAMES R. AIKEN, and WM. J. ALSTON.

From Greenville—Messrs. T. EDWIN WARE, TANDY WALKER, P. E. DUNCAN, and HENRY SMITH.

From Horry—Mr. G. GOWIN.

From Lancaster—Messrs. DIXON BARNES and J. J. McMULLAN.

From Laurens—Messrs. P. L. CALHOUN, J. S. RODGERS, CHARLES WILLIAMS, and WM. IRBY.

From Lexington—Messrs. JACOB WINGARD and JOHN C. GEIGER.

From Marion—Messrs. C. J. CRAWFORD, JOHN C. BETHEA, and B. MOODY.

From Marlborough—Mr. E. P. ERVIN.

From Newberry—Messrs. SIMEON FAIR, J. H. KING, and ISAAC HERBERT.

From Orange—Messrs. D. F. JAMISON and R. V. MCMICHAEL.

From Pendleton—Messrs. JAMES L. ORR, JOHN MAXWELL, EDWARD HARLESTON, J. C. MILLER, ELIHU H. GRIFFIN, C. L. GAILLARD, and J. T. BROYLES.

From Prince William's—Mr. WM. F. COLCOCK.

From Prince George, Winyaw—Messrs. J. HARLESTON READ, Jr., P. W. FRASER, and J. IZARD MIDDLETON.

From Richland—Messrs. JOSEPH A. BLACK, W. F. DESAUSSURE, and JAS. O'HANLON.

From Spartanburg—Messrs. GABRIEL CANNON, B. B. FOSTER, E. P. SMITH, JAMES EDWD. HENRY, and THOMAS LITTLEJOHN.

From St. Thomas' and St. Dennis'—Mr. J. B. POYAS.

From St. George's, Dorchester—Mr. R. S. BEDON.

From St. Peter's—Messrs. ISIDORE LARTIGUE and WHITE WILLIAM HARDEE.

From St. Luke's—Messrs. JAMES A. STROBHART and F. J. MCCARTHY.

From St. Matthew's—Mr. HENRY A. HAIGLER.

From St. James', Goose Creek—Mr. JAMES S. SHINGLER.

From St. Paul's—Mr. H. S. KING.

From St. Bartholowew's—Mr. M. E. CARN.

From St. John's, Berkley—Messrs. JOHN HARLESTON and PETER P. PALMER.

From St. Stephen's—Mr. CHARLES SNOWDEN.

From St. John's, Colleton—Mr. W. JAS. WHALEY.

From St. James', Santee—Mr. J. HUME LUCAS.

From St. Philip's and St. Michael's—Messrs. EDWARD SEBRING, R. W. SEYMOUR, JOHN E. CAREW, JAMES SIMONS, PETER DELLA TORRE, M. C. MORDECAI, WM. HENRY HEYWARD, JOHN A. STUART, JAMES M. WALKER, BENJAMIN FANEUIL HUNT, JOHN PHILLIPS, J. D. YATES, W. D. PORTER, and H. L. PINCKNEY.

From Union—Messrs. Z. P. HERNDON, D. THOMPSON SIMS, JOHN GIBBS, and D. WALLACE.

From Williamsburg—Mr. WM. BURROWS.

From York—Messrs. WM. GILES, ABRAHAM HARDIN, WM. C. BLACK, and G. W. WILLIAMS.

A quorum of the members being present, the House then proceeded to the election of a Speaker to preside over its deliberations, and on an examination of the ballots it appeared that Mr. WM. F. COLCOCK, a Representative from Prince William's Election District, received 99 votes, and was elected.

Whereupon Mr. COLCOCK was conducted to the Chair by Messrs. HERNDON, PINCKNEY, and HENRY, a Committee appointed for that purpose, and addressed the House as follows:

Gentlemen of the House of Representatives:

Before entering on the duties of the office to which your kindness has called me, permit me to return you my thanks for this gratifying evidence of your continued confidence. Under any circumstances, I should be deeply sensible of the honor of presiding over the deliberations of an Assembly like this: Under present circumstances, I receive that honor with peculiar gratification.

I know not how it may be with others, but for myself I can truly say, that each recurring call to this responsible station but serves to enhance my sense of the favor bestowed upon me, and the high obligation under which I rest to discharge its duties with justice, firmness, and impartiality. As I learn to

know those duties, I learn to feel their responsibility, and my entire dependence on your co-operation and indulgence for their successful performance. And I know I ask no more than I shall receive, when I ask you to *excuse* me when I *err*, and to *sustain* me when I am *right*.

Permit me, Gentlemen, to tender you this expression of my earnest hope, that whilst your deliberations may be conducted in harmony, they may all result in advancing prosperity, preserving the rights, and defending the liberties of a generous and confiding people, who deserve all that the most faithful Representatives can bring to their service.

The House then proceeded to the election of Clerk and Reading Clerk, successively.

The following Message was received from the Senate:

IN THE SENATE, November 25, 1844.

Mr. Speaker and Gentlemen:

Senate inform the House, that they have met and formed a quorum; have elected ANGUS PATTERSON, President, WILLIAM E. MARTIN, Clerk, and JOHN T. GOODWYN, Reading Clerk, and are ready to proceed to business.

By order of the Senate,
ANGUS PATTERSON, *President.*

Mr. AIKEN, from the Committee appointed to count the votes for Clerk, reported that Thomas W. Glover received one hundred and five votes, and was elected.

The Constitutional oath of office was then administered to the Clerk by the Chair.

On motion of Mr. DESAUSSURE,

Resolved, That a Committee be appointed to wait on His Excellency the Governor, and inform him that a quorum of the House had assembled and were ready to receive any communication he may be pleased to make: Whereupon the Speaker appointed the following gentlemen of the Committee: Messrs. DESAUSSURE, BROOKS and CARN.

The House then proceeeed to the election of a Messenger.

Mr. BAUSKETT, from the Committee appointed to count the votes for Reading Clerk of the House, reported that Mr. A. C. Spain was unanimously elected.

The Constitutional oath of office was then administered to the Reading Clerk by the Chair.

The House then proceeded to the election of Door Keeper.

Mr. BETHEA, from the Committee appointed to count the votes given for Messenger on the first ballot, reported that no candidate had received a majority, and that consequently there is no election.

On motion of Mr. CARN, the House then proceeded to a second ballot for Messenger.

Mr. BLAKENEY, from the Committee appointed to count the votes given for Door Keeper, reported that James McElhenny received 72 votes, which being a majority of the ballots cast, he is consequently elected.

Mr. PERRIN submitted the following Resolution:

Resolved, That the Members of this House be furnished with a copy of the pamphlet containing the "Rules of the House" and Acts of the Legislature, relating to the standing orders of the House."

On motion of Mr. MIDDLETON, the same was amended as follows, and adopted:

Resolved, That the Rules of the late House of Representatives be adopted as the Rules of procedure of this Body, and that the members of this House be furnished each with a copy of the pamphlet containing the "Rules of the House and Acts of the Legislature, relating to the standing orders of the House."

Mr. DESAUSSURE, from the Committee appointed to wait on His Excellency the Governor, reported that they had performed that duty, and that the Governor would communicate to this House to morrow, at 12 o'clock, M.

On motion of Mr. E. G. PALMER,

Resolved, That the use of this Hall be granted to the State Agricultural Society on Monday, Tuesday and Thursday nights of this week.

Mr. CARN presented the Memorial of sundry citizens of St. Bartholomew's Parish, protesting against the Report of the Managers of election, and praying that Jacob Stevens be permitted to take his seat as one of the Representatives from said parish.

Also, the Memorial of A. B. Stephens and J. C. Oswald, touching the St. Bartholomew's election, which were ordered to lie on the table.

The following Message was received from the Senate:

IN THE SENATE, November 25, 1844.

Mr. Speaker and Gentlemen:

Senate has referred the Report of the Clerk of the Senate, submitting proposals for the public printing, to a Special Committee, consisting of Messrs. H. H. THOMSON, MOSES and PERRY, and ask your House to appoint a similar Committee to meet the Committee on the part of the Senate.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer, informing the Senate that this House had appointed the Committee on Public Printing to meet the Committee on part of the Senate.

The SPEAKER laid before the House, the Report of the Clerk of the House of Representatives, submitting proposals for the public printing; which was referred to the Committee on Public Printing.

Mr. BROYLES, from the Committee appointed to count the votes given for Messenger at the second ballot, reported that no candidate received a majority, and that consequently there is no election.

The House then proceeded to a third ballot for Messenger.

On motion of Mr. HENRY, the House adjourned at 26 minutes past 3 o'clock, P. M.

Tuesday, November 26, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional members attended, were sworn, and took their seats:

From St. Philip's and St. Michael's—Messrs. C. G. MEMMINGER and C. B. NORTHROP.

From Richland—Mr. JOHN ENGLISH.

From St. Helena—Mr. B. J. JOHNSON.

From St. John's, Colleton—Mr. PAUL C. GRIMBALL.

Mr GABRIEL CANNON, from the Committee appointed to count the votes on the third ballot for Messenger, reported: That G. T. ANDERSON received seventy-four votes, which being a majority, he is therefore elected.

The Constitutional oath of office was then administered to the Messenger and Doorkeeper, by the Chair.

The following Message, No. 1, was then received from His Excellency Governor HAMMOND, and read by BEAUFORT T. WATTS, Esq.:

EXECUTIVE DEPARTMENT,
COLUMBIA, NOVEMBER 26, 1844.

Gentlemen of the Senate
and House of Representatives:

In my last annual Message to your predecessors, I congratulated them on the apparent dawn of a new era in our prosperity, which I hoped might be permanent. The currency had reached, and I am happy to say, has continued to maintain a sound condition. Commerce, trade, and manufactures, were flourishing, as they yet flourish in most parts of the civilized world; and it was natural to suppose that agriculture must also revive. But we have been disappointed. Against the pressure of laws everywhere adopted to encourage manufactures, agriculture seems destined to struggle in vain. And as these laws are chiefly directed against the manufacturing supremacy of England, they fall with peculiar weight upon that great agricultural staple on which our prosperity depends. The price of cotton throughout the world is, and must for our time, in all probability, continue to be regulated by the price in Liverpool. Its value in that market depends upon the condition of the cotton mrnufacturers in England; and the tariff laws of other countries, which check the foreign demand for English cotton goods, must necessarily lower the price of the raw material in Liverpool, while it rises nowhere else; but on the contrary falls everywhere with the fall in that great mart, through which passes two-thirds of the crop of the whole world. No matter, then, where cotton manufactures flourish, unless they flourish in England cotton cannot bear a fair price; and every attempt to build them up artificially elsewhere, is at the immediate cost of the cotton grower. Did they naturally spring up under a system of universal free trade, and in wholesome competition with England, they would indicate an actual increase of consumption, and prove highly beneficial to us. But tariff laws, though they may alter the channels of trade, and in doing so produce, as they invariably do, much mischief, have no power to increase consumption. On the contrary, by increasing the manufacturers prices where they are in force, they necessarily diminish it, and thereby depreciate the raw material. Such laws may take from one and bestow upon another, to the injury of the whole, but they cannot *create* wealth. How long the present state of things will continue, and in what it will terminate, cannot be foreseen; but the fact appears to be clearly established, for the first time in the history of the world, that by the skill of political jugglery, trade, commerce, and manufactures may be made to flourish, and a sound currency exist, while agriculture, the acknowledged mother of them all, and particularly that branch of agriculture which furnisbes them with their life-blood, is sunk to the lowest point of depression.

The income of the State, from all sources, during the past year, amounts to three hundred and six thousand eight hundred and thirty-one dollars and sixty-three cents ($306,831 63.) The expenditures during the same period have reached the sum of three hundred and forty-seven thousand seven hundred and four dollars and sixty-three cents ($347,704 63; of which, however, fifty-six thousand four hundred and eighty-three dollars and seventy-three cents ($56,483 73) have been applied to the reduction of the principal of the public debt. The current income has therefore exceeded the ordinary expenses of the State, by the sum of fifteen thousand six hundred and ten dollars and twenty-three cents ($15,610 73.) The balance in the Treasury at the close of the year (a portion of it, however, subject to undrawn appropriations) amounted to seventy thousand five hundred and six dollars and fifty-nine cents, ($70,506 59,) to which may be added about eight thousand dollars, being the unexpended balance of the contingent funds placed in the hands of the Executive.

The direct taxes levied and collected for the use of the State, amounted this year to two hundred and seventy-seven thousand five hundred and sixty-two dollars and forty cents ($277,562 40.) And during the same period there has been also collected from the people the additional sum of one hundred and one thousand four hundred and twenty-eight dollars and ninety-two cents ($101,428 92;) and during the year 1843, one hundred and three thousand seven hundred and twenty-nine dollars and ninety-two cents, ($103,729 92,) or about an average of thirty-seven per cent. of the State taxes annually, which has been assessed by the Commissioners of the Poor, of Public Buildings, and of Roads and Bridges, in the different Districts. I have had accurate accounts kept of the taxes thus levied and collected for these years, that I might apprize you of their great amount, and call your attention to the propriety of providing for a more strict accountability for their appropriation than has been hitherto exacted. These Commissioners have been required to report, some of them to the Comptroller General, and some to the Clerks of the Courts, and account with them for the monies received and expended; but I am not aware that it is regularly done. If it was required of the Commissioners to publish such reports, and circulate them through their respective Districts, so that the people might be informed of the purposes to which their money was applied, it would be nothing more than is proper, and consistent with the spirit of our institutions. It is the right of every citizen to know for what he is taxed; to judge of the propriety of it; and to be assured that the money has been used with discretion and economy. And it is a right which cannot be too jealously watched over.

I recommended to the last Legislature to take speedy and effective measures for the payment of the public debt, then amounting to three and a half millions of dollars, ($3,500,000,) the interest on which, including charges, exceeded one hundred and ninety thousand dollars per annum ($190,000.) I proposed that the Bank of the State should be directed to redeem it, at the rate of five hundred thousand dollars a year. An act was passed requiring the Bank to provide for the payment of the instalments of the debt falling due on the first of January, 1845 and 6, amounting to five hundred and fifty thousand dollars, ($550,000,) and to deliver to the Comptroller General, to be cancelled, the evidences of State debt in its possession, to the amount of four hundred and fifteen thousand two hundred and seventy dollars ($415,270.). Of the evidences of State debt held by the Bank, one hundred and sixty-three thousand four hundred and sixty-eight dollars ($163,468) fell due in 1845 and 6,

so that the whole amonnt of debt, the liquidation of which was provided for by the act of last session, was eight hundred and one thousand eight hundred and two dollars, ($801,802,) or about four hundred thousand per annum for two years. I am happy to say, that the Bank surrendered to the Comptroller General, in January last, and that he cancelled, four hundred and seventeen thousand and eight dollars and twenty-nine cents ($417,008 29) of the public debt, being something more than was required of it; and I do not doubt that it will provide for the punctual payment of the instalments of 1845 and 6 as they become due.

I will not repeat to you the reasons which induced me to make to your predecessors the recommendations referred to. They are stated at large in my last annual Message. I feel bound, however, to say, that nothing has occurred since to change the opinions then expressed. As far as regards the Bank, the President of that institution, in a report made to the Legislature near the close of the last session, has painted in such strong colors its power, and the evils it might cause, as justly to increase the apprehensions previously felt upon that subject. Objecting to the collection and payment of three and a half millions, with a capital of more than four millions, at regular intervals during seven years, he says that, "so large a creditor going at once into the courts, would alarm all other banks and individual creditors, compel them in a measure to suspend the usual accommodations, draw in their circulation, contract their business, and also sue in every case where they are distrustful of their debts. Their customers, thus checked and pressed, would in turn sue those indebted to them, and an universal state of alarm would pervade the country. The dockets of the courts would be crowded with cases, and the Sheriffs would transfer vast amounts of property at incalculable sacrifices; the value of all other property would be greatly depreciated, and slaves would be run off, or many of them bought up by the people of other States, and would be transferred to improve their condition, leaving heavy taxation to this State, and less property to bear it. Lands abandoned and houses deserted by a ruined and bankrupted people, would everywhere remain the monuments of an erroneous and precipitate legislation."

If such disastrous consequences would arise from a liquidation not complete, and protracted through a period of seven years, how much depends on the perfect management of the Bank, and to what calamities would we be subjected by its failure—a fate from which it has no chartered immunity, and which, involved as it is in the vortex of trade, may overtake it suddenly, when the people least expect and are worst prepared for a catastrophe so terrible. Is it wise for us to slumber on such a volcano? Does not a just regard for the safety and welfare of the community require that efficient measures should be taken to remove from it, at the earliest possible period, an engine so destructive, which fraud, accident, or oversight, might at any moment put in fatal operation? It is at least worthy your consideration, whether we are to incur the risk of it forever; and if not, as its charter has but twelve years to run, there is little time to be lost, since it cannot be closed up in seven without desolating the State.

The Bank of South Carolina, and the State Bank, have aceepted the provisions of the act of 1840, and the suits against them have been withdrawn.

It affords me great pleasure to inform you that the militia of the State are completely organized, and are, for militia, in excellent training. There are few officers of any grade who are not familiar with, and competent to instruct the men in the different schools of infantry tactics, and in camp duties. The

artillery on the coast is in fine condition, and the cavalry throughout the State numerous, well mounted, and well drilled in the sword exercise, and the manœuvres appropriate to that arm of service. The whole number of the militia amounts to near fifty-five thousand, officers and men.

There are now in the State arsenals, in order for service, ten thousand five hundred muskets, rifles, and carbines; one hundred and two pieces of artillery; thirty thousand pounds of powder; and twenty-five thousand pounds of lead, besides a large quantity of balls and cartridges. The other military stores and equipments are in proportion. The number of public arms in the hands of the militia cannot easily be ascertained, but it is not short of five thousand muskets and rifles, and twenty-five cannon, mostly brass. The State may therefore be regarded as prepared to arm, at any moment, nearly or quite one-half of her whole militia force, and to furnish them with ammunition for perhaps a campaign, without incurring any new expense; while the men she can bring into the field are probably better qualified to render efficient service than any citizen-soldiery in the world. And it will cost nothing but your firm adherence to the present military system to maintain her in this position for the future.

In fact, the military expenses of the State might, I think, be materially reduced, and the benefits of one valuable branch of the present system greatly extended, by a change which can be readily effected. There are no good reasons why there should be two Arsenals in the State, or that they should be placed at the two most expensive points in it—Charleston and Columbia. A few hundred stands of arms, given in charge to the City Councils of these places, would be all that could be required, if, indeed, they would be necessary for their protection in an emergency; while in such an event the arsenals containing all our military stores, unprovided as they are with a guard capable of affording the slightest protection to them, must necessarily fall into the hands of any active foe. Prudence, therefore, dictates that the arsenals should be removed from locations where they may be subjected to surprises, and established at some spot in the interior, less accessible, and at the same time cheaper and more healthy. Such a spot might be found on one or the other branch of the rail-road, which now affords such facilities for transportation that a position anywhere upon it would be as convenient for military purposes as at Charleston or Columbia. The sale of the arsenal and magazine buildings and grounds, at these places, would, I have little doubt, furnish ample funds for erecting a brick arsenal and extensive wooden barracks in the country, without requiring a dollar from the Treasury. The consolidation of the two schools would enable you to dispense with one set of Professors and other officers, which, with the cheapness of living, and the number of pay students that might be expected if the situation was known to be perfectly healthy, would in all probability reduce the expenditure to one-half the sum now appropriated to their support. That amounts, at present, to about twenty-eight thousand dollars. In suggesting this plan, I by no means desire to be understood as recommending any change as regards the school system. It is a great improvement on that of a hired guard, and the cadets are as efficient protectors of the arsenals as the guards were; neither being anything more than nominally so. The cadets, united in one body, and increased by an unlimited number of pay students, would afford ample protection; while so fine a school, at a healthy location in the country, would induce a large proportion of the rising generation to prepare themselves for future service, both military and civil, by embracing its advantages. The policy heretofore pursued, of repairing damaged arms, is questionable. They are,

for the most part, not worth the expense. The appropriation of two thousand dollars per annum, for repairing arms and arsenal purposes, may, I think, in any event, be henceforth judiciously curtailed one-half.

I transmit you a report made to me by our very efficient Adjutant General, whose recommendations are entitled to your serious attention; and also interesting Reports from the military schools.

Permit me to renew to you a recommendation which I made to your predecessors, to establish a central academy at some suitable point in every District in the State, with an endowment of a thousand dollars a year to each. If you are unwilling to abandon the free-school system, and appropriate the funds to this object, I see no reason why twenty-eight thousand dollars additional might not be annually devoted to this important purpose. Our expenditure would then be far short of that made by many of the States in this Union, and in none of them is a more liberal one required than in ours. We have but a few well-conducted academies, and these, as soon as they acquire any reputation, are inconveniently crowded; and depending as they do for their success upon the accidental circumstance of having a competent Principal, properly appreciated, they seldom dispense their advantages to the same degree, for a length of time. Our common schools are, for the most part, a disgrace to an enlightened people. A system of permanent academies, liberally endowed, one of which would be within the reach of every citizen, conducted by such men as your appropriation, and the tuition funds would attract, and teaching uniformly a course prescribed by the Trustees of the College, would produce a revolution in the education of the State in a few years. The annual expenditure would not equal that now incurred for military purposes. While I am far from censuring that expenditure, and trust that the apathy of a long peace may not be allowed to delude us into false security, still it is certain that, under God, the world is now mainly governed by the force of intellect; and it is the duty of a wise Government to bestow its highest care upon the mental culture of its people. We have expended millions for internal improvements, which have never yielded a dollar of clear revenue to the Treasury, nor perhaps brought a valuable emigrant or preserved an useful citizen to us. The interest of a single half million appropriated to the establishment and support of central academies, will give an impulse to education which in a short time would be felt in every artery of our political, mercantile, and agricultural systems. You have liberally and wisely provided for the education of the more wealthy by establishing a College, which has done, and contiuues to do, more for the State than every other corporation put together, within her limits; and you bestow annually a large sum for the mental improvement of the poor, which I wish I could say produced corresponding benefits. But for that large and substantial body, constituting here, as it does in all countries, the broad and solid foundation on which rests the frame-work of the political system—that middle class, who may not take advantage of your free schools, and cannot conveniently take advantage of your College—you have done nothing. These central academies would meet their wishes, or at least their wants. The necessity of turning your most serious attention to education is pressing; and it is incalculably important. We are engaged in the experiment of Governments, simple and federative, upon principles as new as they are grand; and propose to solve the great political and moral problem of how far Freedom and Security are compatible. Sixty years—which constitute but a brief portion of a nation's cycle—have not convinced the world, nor wholly satisfied

ourselves. The momentous question yet remains, Will our institutions endure? They have passed to three generations—they may fail in the fourth or fifth, or tenth. They certainly will fail, and with them the best hopes of mankind, unless the most anxious and unremitted care is bestowed on the education of those, on whom it will devolve to sustain them. Ignorance and free institutions cannot co-exist. An ignorant people can never long have any other than a despotic government. They are not fit to be free; and though they may possibly achieve, they cannot maintain their liberty. It is an old and trite saying, that the price of freedom is eternal vigilance. It is, nevertheless, profoundly true. It is usually interpreted to mean that the people must watch over their rulers. This is important. But in this country, where the people are truly and practically the source of all power, the application must go farther. They must watch themselves. They must guard against their own prejudices and passions; against local and narrow views; against party spirit; against their proverbial love of change; in short, they must guard against their own ignorance, which is the fruitful parent of all these dangers, and which will otherwise speedily degrade them, from the rank of a people, to that of a populace.

In obedience to a resolution of the last session, I have had the repairs made in the Secretary of State's office, which were indispensably necessary for the preservation of the records. There are still many improvements which might be made in that office, and also in the Surveyor General's, that would be both useful and convenient. The expense of them was greater than I felt authorized to incur, without consulting the Legislature. I think it highly expedient that a Commission should be appointed to examine the condition of these offices, and report to you in detail upon them. I have heretofore recommended that all the State offices should be consolidated at the Seat of Government; that the Executive Department should be properly organized; that a stated salary should be given to the Secretary of State, in lieu of perquisites, which are now his only compensation, and that the Land Office should be closed. The experience of another year has confirmed my opinion of the propriety and importance of these measures, and I suggest them again for your consideration.

The power of appointing Notaries Public has been immemorially exercised by the Executive. I can find no law conferring that power; nor can I, indeed, find any statute creating such an office. It is recognized in some acts, and its authority is sometimes specially limited; but none of them prescribe its powers and duties, or fix its term of duration. The office originated in the Civil Law, was handed down with it to all modern nations, and probably has no other authority here than that derived from usage. As it is held by hundreds in the State, and is more and more sought after, I think you would do well to legalize its existence, and regulate its appointment, powers, and tenure.

Much inconvenience, and sometimes serious evils, arise from the ignorance of the common Magistrates, and their irregular distribution in the Districts for which they are commissioned. They are also undoubtedly too numerous. If one Magistrate, and only one, was appointed in each beat company in the State, the number, I apprehend, would be sufficient, the location more convenient, and the chances of procuring the most intelligent citizens to fill a station so responsible greatly increased. As, however, but few of the Magistrates can be expected to be lawyers, or to have a law library at their command, I believe it to be indispensable to the regular administration of the law

within their jurisdiction, that a Manual should be compiled and published, by the authority of the State, explaining in a clear manner the powers and duties of Magistrates, and prescribing the proper forms of proceedings in their courts; to which might be added a codification of the common and statute laws, and reported decisions, with which it is necessary that they should be familiar. The expense of such a work would bear but a small proportion to its value to the people at large, as well as to the Magistrates. The law strikes many of its severest blows through the agency of the common Magistracy; and it is but fair that the humblest as well as the highest citizen should be dealt with by the same rule, well defined and thoroughly uuderstood by those who are its ministers.

The act of 1839, prescribing the manner of electing District officers, requires some amendment. In case of the death of the Clerk of the Court, the mode of filling the vacancy is not distinctly stated. To prevent great and pressing inconvenience and loss, I have been compelled to make an appointment under the act of 1815, which it was probably the intention of the Legislature of 1839 to supersede. Its requisitions as regards the commissioning of Sheriffs, are extremely inconvenient and uncertain, if not incompatible.

A title to the Mount Dearborn lands has been at length acquired for the State, and it is recorded in the office of the Secretary of State, and of the Register of Mesne Conveyance in Lancaster District.

Duplicates of the weights and measures established by the Federal Government have been received, and deposited with the Collector of the Port of Charleston for safe-keeping, until you can make some disposition of them.

I transmit to you the supplementary report of Mr. RUFFIN, our late able and indefatigable State Agricultural and Geological Surveyor. In consequence of his resignation of that appointment at the close of the year, I offered it to M. TUOMEY, Esq. of Virginia, an accomplished Geologist and Botanist, who accepted it. His very valuable and interesting report is herewith submitted. It has been found impossible to traverse every portion of the State within the year. Many important localities remain unexplored, and many require to be visited again to render perfect even a general view of the Geology of the State. I would not recommend a minute and detailed geological survey at the public expense. I do not think it called for at this time, or likely, in the present state of that science, to supersede the necessity of other surveys at no very remote period; but it is due to science, and the character of the State, that, since the survey has been instituted, it should be completed on the scale on which it is commenced. That can probably be done in one year more, and I recommend its continuation for that length of time.

I know of no measure better calculated to improve our agriculture than one which has been heretofore suggested to the Legislature—the exemption of land from executions for debt, other than that contracted for its purchase. If a law was passed to that effect, to go into operation at a given time hereafter, I can perceive but little injury or inconvenience that would be likely to result from it, while the advantages to be derived are numerous and important. It would enhance the value of land, induce investments in it, and insure substantial and extensive improvements of every kind. It would probably check emigration, diminish speculation, and in many ways conduce to the stability and permanience of all our institutions. The subject is at least worthy of your attention.

I cannot omit to invite you to an earnest consideration of federal affairs, and

the peculiar relations of this State to the Federal Government, which have become highly interesting and important. The proceedings of the last session of Congress form an epoch in our history. With the events which preceded, and the circumstances under which the Act of Congress, called the Compromise Act, was passed, you are familiar. That Act was in fact a treaty, made between belligerent parties—with arms in their hands—solemnly ratified by the Federal Government on the one part, and a Convention of the State of South-Carolina on the other, and deposited among the archives of our country. No treaty was ever made more important in its character, or more sacredly binding in its obligations. By that treaty South-Carolina bound herself to submit for nine years longer to an unconstitutional and most oppressive Tariff, in consideration that its exactions should be gradually reduced during that period, and that after the expiration of it no higher Tariff should again be levied than was necessary to defray the expenses of an economical administration of the Government; and that the rate of duties should in no event, but the emergency of war, exceed twenty per cent. ad valorem. Our State faithfully adhered to the compact, and patiently bore the heavy burden which had been imposed upon her. In 1842 the period arrived for the Federal Government to fulfil its stipulations, and reduce the Tariff to twenty per cent. ad valorem, or lower, if so much was not requisite for the support of an economical administration. But instead of reducing them, the rate of duties was increased—actually increased to a point higher than the Tariff which South-Carolina had declared null and void within her limits in 1832; which declaration led to the Compromise Act. History furnishes no instance of a grosser, or more insulting breach of faith, while perhaps no law has ever been enacted by the regular government of a civilized country, so subversive of the rights and destructive to the interests of any respectable portion of its people, as the Tariff Act of 1842, considered in all its bearings, is to the rights and interests of the Planting States of this Confederacy. It might naturally have been supposed, and probably it was expected, that this State, in conformity with the principles she had so long professed, and on which she had heretofore acted, would immediately nullify this Act; but she did not. Closely united at the time with the great Democratic party of the Union on the general principles of government, and on certain questions of federal policy of the utmost moment—seeing that this party had carried the elections to the House of Representatives by a large majority—and justly regarding it as pledged to free trade, and bound to repeal this exorbitant Tariff, she paused, and determined to await the action of another Congress; thus furnishing a fresh example of her patriotic forbearance, and sincere devotion to the peace and integrity of the Union. The new Congress met, and has terminated its first session. Propositions were made in both branches to modify the Tariff, and signally defeated. In the House, where the Democratic majority was large, the proposition was disposed of almost without debate, and a majority of the Democrats from the States north of the Potomac actually voted against it; while in the Senate, some of the leaders of that party from the same section did so likewise. There seems, therefore, to be no reasonable, or even plausible ground, on which to rest a hope that this law, so unconstitutional, and so ruinous to us, will ever be repealed, or reduced to the standard of the Compromise. The friends of the Tariff do not appear to entertain the slightest idea of such a thing. They have distinctly proclaimed it to be the settled policy of the Federal Government; and, in fact, they scarcely conceal that they regard our further remonstrances on the subject as intrusive and imper-

tinent. Nor could we, after the utter contempt which they have manifested for their plighted faith, repose with safety upon any concessions which they might, by circumstances, be forced again to make.

With what confidence we may rely, on the other hand, upon the northern section of the Democratic party to carry out the free trade principles which they profess, we are well admonished by the history, not only of the last session of Congress, but of the protective policy itself. The act of 1828, the most stringent of the Tariff acts, save that of 1842, was carried by the votes of the Democratic leaders of the State of New-York, given under very peculiar circumstances; and this last act, by the votes of Democratic leaders from the same State, and from Pennsylvania. And it may be regarded as certain, that the friends of the protective system will be able, at all times, to command as many votes among the northern Democrats as may be necessary for their purposes.

Nor can we, I fear, anticipate any demonstration of such a fixed, determined, and combined resistance to that policy on the part of the South, as will force the North to abandon it entirely. For this apprehension there are many reasons, but one is paramount. Unfortunately, the Electors of President and Vice-President are chosen by the people, in all the Southern States except our own. They are, in consequence, at all times almost equally divided about men; and interested politicians spare no pains to impress it on the voters, that the salvation of the country depends upon the elevation of this or that individual to the Presidential chair. In this exciting contest, measures and principles become matters of minor consequence; and though it is well known that no President, whatever may have been his political creed, has yet had firmness to veto a Tariff bill, however monstrous, and that no anointed candidate ever, has ever been able fully and consistently to declare himself against the protective policy, they still persist in the pernicious delusion that everything will be secured by the triumph of their favorite. While every other question, however vital to liberty and the Constitution, continues to be made subordinate to this, and to be estimated solely by its influence on the Presidential election; and while that election continues to be made directly by the masses, it is almost vain to expect that the people of any State can be united among themselves, or the States of any section combine, unless under extraordinary impulses, to resist effectually the usurpations of the Federal Government.

Under these circumstances, it devolves on South-Carolina to decide what course she will pursue in reference to the Tariff. The period has arrived when she can no longer postpone her final decision. It is due from her. It is expected of her. And if she fails to announce it, her silence will nevertheless be conclusive. Whatever may be the technical validity, or legal force, of the opinions on this important question which your predecessors have placed upon your records, it appears clear to me that our State is bound by her past history, and the principles she professes; and owes it to the country and herself, to adopt such measures as will at an early period bring all her moral, constitutional, and, if necessary, physical resources, in direct array against a policy, which has never been checked but by her interposition, and which impoverishes our country, revolutionizes our Government, and overthrows our liberties. The expediency, the manner, and the precise time of doing this, are for your grave deliberation.

The last session of Congress was also signalized by the rejection of a treaty for the annexation of Texas to the United States. The cause assigned for this

rejection was, that Mexico not having yet acknowledged the independence of Texas, it would be a violation of our treaty of amity and peace with that power to receive Texas into the Union. It is at least a question, whether the United States has not a claim to Texas paramount to any to which Mexico can pretend. It may also be questioned, whether the terms on which Texas united with the Mexican Republic, and formed a Department of it, did not entitle her of right to withdraw whenever she saw proper. Be that as it may, she has in fact dissolved the connexion, and has been recognized as an Independent Power, by the United States, England, France, Belgium, and Holland. A jury of nations has pronounced a divorce, and Mexico has abstained for eight years from attempting to revive the union by the ordinary means of force of arms. Her claims cannot now be regarded as anything short of frivolous. That the political sensibility of the United States should now hang a point of honor on these claims, and thereby throw away an empire, must appear to all the world extremely romantic, if not ridiculous. While Russia is by incessant war extending her overgrown dominion into the rugged steppes of Tartary; while France sheds torrents of blood, and spends millions of treasure, to conquer a foothold on a sterile coast of Africa, and, stretching across two oceans, opens her batteries on the female sovereign of a petty island at the antipodes, to establish her supremacy there; and while England with rapacious hand despoils Eastern princes of province after province, and even condescends to accept a kingdom on the Musquito shore, as a legacy from a barbarian chief; that the United States should, from mere delicacy, refuse a proffered territory of three hundred thousand square miles, embracing the most fertile soil on the globe, and peopled by her own children, cannot be otherwise regarded than as absolutely Quixotic. Europe, while rejoicing at such an unexpected event, is so utterly incapable of appreciaiing these sublimated notions of national faith, as not to hesitate to ascribe it solely to the influence of party spirit, and note it as a fresh evidence of the instability of our institutions. That party spirit may have had some influence in the rejection of this treaty, is probable. But the main, and most powerful reason, undoubtedly was the deadly animosity of a portion of this Union to our domestic slavery and the fear of extending and perpetuating it. This reason has been openly avowed by nearly the whole press of the non-slaveholding States; by their public lecturers, by their most distinguished orators, and by the Legislatures of several States—particularly that of Massachusetts—whose resolutions I transmit you, in which is strongly intimated the expediency of dissolving the Union of these States, on this very ground, if Texas is annexed.

Scarcely any circumstance could have furnished so striking a proof of the deep-seated hostility of every portion, and almost every individual, of the North, to our system of Slavery, and their fixed determination to eradicate it, if possible, as the rejection of this treaty, and the arguments by which they justify it. In every point of view, save one, the acquisition of Texas was of more consequence to the North than to the South. To them it gave an increase of commerce; a fresh market for their manufactures; another vent for population; new subjects on whom to levy tribute. To us, security, only; and security at an immense sacrifice in the value of our lands and of our staples. But the pride of increased dominion, the thirst of wealth; ambition, and avarice—long supposed to be the two strongest passions of our nature—have sunk before their fanatical zeal to uproot an institution with which is linked forever, and inseparably, the welfare, and almost the existence, of five millions of their fellow-citizens.

Nor is the refusal to ratify this treaty, so vitally important to the South, the only extraordinary proof which the past year has furnished, of the exuberant and rancorous hostility of the North to our domestic slavery. At a meeting in May last, of the General Conference of the Methodist denomination, whose ecclesiastical constitution and government bear, in some respects, a striking resemblance to the political Constitution and Government of this Confederacy, a pious Bishop of the South was virtually deposed from his sacred office, because he was a slaveholder. It was openly and distinctly stated, that the Methodist congregations in the non-slaveholding States, embracing a much larger proportion of the masses than any others, would no longer tolerate a slave-holder in their pulpits; a fact which has been since exemplified. With becoming spirit, the patriotic Methodists of the South dissolved all connexion with their brethren of the North. And for this they are entitled to lasting honor and gratitude from us. Other instances might be cited, not so striking, but equally decisive of the fact, that the abolition phrenzy is no longer confined to a few restless and daring spirits, but has seized the whole body of the people in the non-slaveholding States, and is rapidly superseding all other excitements, and trampling on all other interests. It has even been thought that the organized Abolition vote might decide the pending Presidential election; and both parties at the North have been charged with endeavoring to conciliate it for their candidate. While England, encouraged by these movements, and exasperated by our Tariff laws, is making avowed war on us, that she may strike a blow at those who are more our enemies than her's.

Though all these efforts may fail to coerce Congress to pass an Act of Emancipation, and can hardly succeed in organizing an extensive insurrection among our slaves, it cannot be disguised that they are doing mischief here, and may soon effect irreparable injury. They must be arrested. It is indispensably necessary that they should be arrested in the shortest possible period of time. The question is, How is this to be done? Argument and remonstrance are clearly useless. All appeals to sympathy, to interest, and to the guarantees of the Bond of Union, have failed, as yet, and will, I have no doubt, continue to fail. Seeing, as we of the South do, the naked impossibility of emancipation, without the extermination of one race or the other, through crimes and horrors too shocking to be mentioned—leaving a devasted land covered with ashes, tears, and blood—I cannot doubt that you will be justified by God and future generations, in adopting any measures, however startling they may appear, that will place your rights and property exclusively under your own control, and enable you to repel all interference with them, whatever shape it may assume. And as you incur a danger of no ordinary character—one so subtle and insidious in its approaches that there is no ascertaining how soon it may be too late to resist it—I believe you will be equally justified in taking these measures as early and decisively as in your judgment you may deem proper.

The State of South-Carolina has been charged, and sometimes from high quarters, with entertaining a desire to dissolve the Union of these States; and the expression of a sentiment looking that way, by any of her citizens, is widely denounced as treasonable, if not blasphemous. There is no State which has given, in its times of trial, a more ardent or effective support to the Union than our own. There is no State which has less to gain by anarchy and revolution, or that is less disposed to plunge into them wantonly. Nei-

ther her fundamental institutions, nor her legislation, betray a love of change. Her people are steady in their principles, and loyal to their customs, laws, and constitutions. But their devotion is not blind. They are not to be defrauded of their rights under prostituted forms, however sacred in their origin, nor deterred, either by obloquy or danger, from maintaining them. They are by no means insensible of the advantages of the Union. They are not wanting in those sentiments which teach them to venerate the institutions founded, in part, by their own wise and heroic ancestors; nor in that pride which would lead them to appreciate the glory of continuing members of a republic extending over two millions and a half of square miles, and which might one day number five hundred millions of enlightened citizens. But the Union was a compact for justice, liberty, and security. When these fail, its living principles are gone. South-Carolina can have no respect for an empty name—still less for one which becomes synonymous to her with oppression, vassalage and danger. It is vain to sound it in our ears, and claim for it our allegiance. Our ancestors of the old world, waged a successful war against the divine right of Kings; and our fathers of the Revolution broke the yoke of Lords and Commons. Little has been gained for us, by these two noblest struggles which history records, if we are now to be overawed by the divine right of Union, and steeped in wretchedness under its violated charter. The illustrious man who has been called, by universal consent, the Father of our Country, did indeed leave it to us, as his parting admonition, that we should cling to the Union as our ark of safety. But, much as we reverence his precept, his example is still dearer to us. Sacred as we hold his last words, we cannot throw them into the scale against the history of his life; and that teaches us to resist oppressisn, from whatever quarter it may come, and whatever hazard is incurred.

Coming for the first time together, having duties to perform which to some of you are new, and holding in your hands the destinies of South-Carolina, you cannot be too strongly impressed with the necessity of reflecting maturely on the important questions that devolve upon you, and of reverentially invoking to your aid that Almighty Power, who searches all hearts, weighs all motives, and metes out to all human efforts a just measure of success.

J. H. HAMMOND.

On motion of Mr. MEMMINGER, *Ordered*, That the Message be made the special order of the day for to-morrow, 1 o'clock, P. M., and be printed.

The SPEAKER then announced the appointment of the following Standing Committees of this House:

COMMITTEE ON PRIVILEGES AND ELECTIONS.

T. C. Perrin,

John H. Means,	Isidore Lartigue,
Joseph A. Black,	William Giles,
P. L. Calhoun,	J. Harleston Read, Jr.
Peter P. Palmer,	J. G. W. Duncan,
J. Hume Lucas,	William Burrows.

COMMITTEE OF WAYS AND MEANS.

C. G. Memminger,

H. L. Pinckney,	Edward G. Palmer,
Joel Smith,	Tandy Walker,
Daniel Wallace,	James A. Strobhart,
M. P. Mayes,	James S. Pope.

COMMITTEE ON THE JUDICIARY.

Benjamin Faneuil Hunt,

W. D. Porter,	John Phillips,
James Simons.	Peter Della Torre,
Simeon Fair,	F. J. McCarthy,
J. W. Blakeney,	G. W. Williams.

COMMITTEE ON FEDERAL RELATIONS.

W. F. DeSaussure,

James M. Walker,	D. F. Jamison,
James Edward Henry,	J. A. Stuart,
W. Gilmore Simms,	Edward Harleston,
Francis Sumter,	T. R. Gary.

COMMITTEE ON INTERNAL IMPROVEMENTS.

J. Izard Middleton,

John L. Manning,	Gabriel Cannon,
E. P. Ervin,	J. Y. Mills,
John E. Carew,	Jacob Wingard,
J. J. Harley,	D. Thompson Sims.

COMMITTEE ON CLAIMS.

Z. P. Herndon,

John T. Broyles,	Abraham Hardin,
M. C. Mordecai,	R. V. McMichael,
James L. Orr,	Tilman Watson,
B. B. Foster,	P. E. Duncan.

COMMITTEE ON THE MILITARY.

D. F. Jamison,

John H. Means,	Isidore Lartigue,
Daniel Wallace,	James Simons,
T. Edwin Ware,	W. James Whaley,
B. J. Johnson,	J. W. Blakeney,

COMMITTEE ON ROADS, BRIDGES, AND FERRIES.

M. E. Carn,

Henry Smith,	Charles Williams,
White W. Hardee,	Isaac Herbert,
H. S. King,	J. B. McCully,
Elihu H. Griffin,	C. J. Crawford

COMMITTEE ON PUBLIC BUILDINGS.

William J. Alston,

James S. Rodgers,	John C. Miller,
William C. Black,	Dixon Barnes,
John C. Bethea,	George W. Cooper,
James S. Shingler,	R. Moody.

COMMITTEE ON INCORPORATIONS.

John Bauskett,

Preston S. Brooks,	J. D. Yates,
James O'Hanlon,	George W. Pressly,
P. W. Fraser,	S. R. Chandler,
E. P. Smith,	John C. Geiger.

COMMITTEE ON EDUCATION.

C. B. Northrop,

E. P. Noble,
Wm. Henry Heyward,
James M. Walker,
James L. Orr,
Preston S. Brooks,
John Harleston,
R. S. Bedon,
John H. Huger.

COMMITTEE ON ACCOUNTS.

John Maxwell,

Edward Sebring,
J. G. Brown,
L. A. Beckham,
William Hough,
James R. Aiken,
Daniel Holland,
John Gibbs,
Henry A. Haigler.

COMMITTEE ON COLORED POPULATION.

Isaac D. Wilson,

Peter Della Torre,
Wm. Henry Heyward,
P. L. Calhoun,
J. Hume Lucas,
William Irby,
Charles Snowden,
J. Harleston Read, Jr.
Daniel Holland.

COMMITTEE ON DISTRICT OFFICES AND OFFICERS.

James Edward Henry,

Joseph A. Black,
J. J. McMullan,
W. James Whaley,
William C. Black,
John Bauskett,
James A. Strobhart,
B. J. Johnson,
E. P. Noble.

COMMITTEE ON AGRICULTURE.

Edward G. Palmer,

M. F. Mayes,
Joel Smith,
John Harleston,
J. G. W. Duncan,
Paul C. Grimball,
Abraham Hardin,
White W. Hardee,
G. Gowin.

COMMITTEE ON GRIEVANCES.

J. G. Brown,

Gabriel Cannon,
Henry Smith,
J. Y. Mills,
John C. Bethea,
Charles Williams,
G. Gowin,
James S. Shingler,
B. Moody.

COMMITTEE ON THE LUNATIC ASYLUM.

R. W. Seymour,

J. H. King,
George W. Pressly,
J. B. Poyas,
William Burrows,
John P. Zimmerman,
Edward Sebring,
R. S. Bedon,
J. J. Harley.

COMMITTEE ON PENSIONS.

J. J. McMullan,

J. D. Yates,
J. B. Poyas,
J. B. McCully,
R. V. McMichael,
William Irby,
P. E. Duncan,
D. Thompson Sims,
B. B. Foster.

COMMITTEE ON THE PUBLIC PRINTING.

W. Gilmore Simms,
W. F. DeSaussure, R. W. Seymour,
W. D. Porter, Tandy Walker,
Edward Harleston, Simeon Fair.

MEDICAL COMMITTEE.

J. H. King,
Thomas Littlejohn, John T. Broyles,
John P. Zimmerman, C. L. Gaillard,
Thomas R. Gary, P. W. Fraser.

COMMITTEE ON VACANT OFFICES.

E. P. Ervin,
John C. Miller, Jacob Wingard,
C. J. Crawford, George W. Cooper,
Tilman Watson, E. P. Smith.

COMMITTEE ON ENGROSSED ACTS.

Joseph A. Black,
C. B. Northrop, Francis Sumter,
James R. Aiken, M. C. Mordecai.

COMMITTEE ON THE LEGISLATIVE LIBRARY.

G. W. Williams,
F. J. McCarthy, John Phillips,
H. L. Pinckney,

John E. Carew, Cashier.
Dixon Barnes, Deputy Cashier.

On motion of Mr. HENRY, a Message was ordered to be sent to the Senate, informing that Body that the House had formed a quorum, elected WILLLIAM F. COLCOCK, Speaker, THOMAS W. GLOVER, Clerk, and A. C. SPAIN, Reading Clerk.

Mr. PHILLIPS presented the petition of John Markley, praying to be refunded a double tax; which was referred to the Committee of Ways and Means:

Also, the petition of Kinlock, Phillips & Co., praying compensation for corn and hay, furnished the Citadel and Magazine Guard, in Charleston District; which was referred to the Committee on Claims.

Mr. JOSEPH A. BLACK, presented the accounts of John H. Boatwright, for Medical attendance on State prisoners; which was referred to the Committee on Claims.

Mr. CARN presented the petition of Dr. E. Witsell, praying for the charter of Jacksonboro' Ferry; which was referred to the Committee on Roads, Bridges, and Ferries:

Also, the report of the Commmissioners of Free Schools for St. Bartholomew's Parish; which was referred to the Committee on Education.

Mr. JAMES M. WALKER presented the Memorial of the Field Officers of the fourth brigade South-Carolina Militia, asking leave to erect a Military Hall; which was referred to the Committee on the Military:

Also, the account of Dr. Peter Porcher, for a *post mortem* examination, made by direction of a jury of inquest; which was referred to the Medical Committee.

Mr. JOHNSON presented the petition of sundry citizens of St. Luke's

Parish, protesting against the report of the Managers of elections of said parish, declaring the election of F. J. McCarthy, and praying that Richard W. Singellton may be allowed to to take his seat as one of the Representatives from said parish; which was referred to the Committee on Privileges and Elections.

Mr. CALHOUN presented the petition of Dr. Thomas Teague, for the *post mortem* examination of a child; which was referred to the Medical Committee.

Mr. READ presented the memorial of the Winyaw and All Saints Agricultural Society, praying for the continuance of the appropriation for the Agricultural and Geological Survey of the State; which was referred to the Committee on Agriculture:

Also, the report of A. M. McIver, Solicitor of the Eastern Circuit, respecting the office of Commissioner in Equity for Georgetown District; which was referred to the Committee on District Offices and Officers:

Also, the report of the Commissioners of Free Schools for Prince George Winyaw; which was referred to the Committee on Education.

Mr. SEBRING presented the petition of G. B. Locke, praying payment for provisions furnished the Citadel and Magazine Guard at Charleston; which was referred to the Committee on Claims.

Mr. STROBHART presented the account of Edward Mulligan, Sheriff of Beaufort District; which was referred to the Committee on Claims.

Mr. CHARLES WILLIAMS presented the petition of Robert Hand, praying compensation for services rendered the State; which was referred to the Committee on Claims.

Mr. CARN presented the petition of James White, Trustee of Emeline Walkington, praying for a charter of the Jacksonboro' Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. CARN, the memorial of sundry citizens of St. Bartholomew's Parish, protesting against the report of the Managers of elections, and praying that Jacob Stevens be permitted to take his seat as one of the Representatives from said parish,

And the memorial of A. B. Stephens and J. C. Oswald, touching the St. Bartholomew's election, were *taken up*, and severally referred to the Committee on Privileges and Elections.

Mr. SIMONS presented the petition of sundry citizens and residents of Charleston Neck, praying to be empowered to build a bridge for the public use, over a creek at the northern extremity of Washington street; which was referred to the Committee on Internal Improvements:

Also, the petition of James L. Gantt, praying compensation for services rendered, as Librarian of the Appeal Court Library in Charleston; which was referred to the Committee on the Judiciary.

MR. NORTHROP presented the memorial of the Charleston Library Society, praying for an amendment of their charter; which was referred to the Committee on Incorporations.

Mr. BROWN presented the medical account of J. W. Tarrant, for a *post mortem* examination before a jury of inquest; which was referred to the Medical Committee:

Also, the petition of Frances E. Reeves, praying for her mother's pension; which was referred to the Committee on Pensions:

Also, the petition of several citizens of Barnwell District, praying that compensation be allowed to Dr. J. E. Bignon, for assisting in the chemical

detection of arsenic, in a case of alledged murder; which was referred to the Committee on Claims.

Mr. BROWN also submitted the presentment of the Grand Jury of Barnwell District, for Fall Term, 1844.

So much as presents the condition of the Court House and Jail of said district, was referred to the Committee on Public Buildings.

So much as presents the roads and bridges of the District, was ordered to lie on the table.

Mr. MEMMINGER presented the report of the Commissioners of Free Schools for the parishes of St. Philip and St. Michael; which was referred to the Committee on Education:

Also, the petition of sundry citizens of Charleston, praying for the renewal of an act for the incorporatton of the Union Insurance and Trust Company; which was referred to the Committee on Incorporations.

Mr. MEMMINGER also submitted the presentment of the Grand Jury of Charleston District, for Fall Term, 1844, recommending that witnesses from the country, recognized by the State, should be allowed a *per diem* compensation; which was referred to the Committee on the Judiciary.

Mr. DICKINSON, a member elect from Kershaw District, produced the evidence of his election, was qualified, and took his seat.

Mr. YATES presented the petition of the Pilots of the Bar and Harbor of Charleston, praying exemption from jury duty; which was referred to the Committee on the Judiciary.

Mr. PERRIN presented the account of C. H. Allen, for advertising the General Elections, and other public printing; which was referred to the Committee on Claims:

Also, the report of the Trustees of the estate of Dr. John De La Howe, for the year 1844; which was referred to the Abbeville Delegation.

Mr. PORTER presented the abstract of the expenditures for the City and transient poor of Charleston, for the year 1844; which was referred to the Committee of Ways and Means.

Mr. McCARTHY presented the petition of William A. Morcock, praying for a charter of the Beaufort Ferry; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the memorial of the State Agricultural Society, praying for a continuance of the Agricultural and Geological Survey; which was referred to the Committee on Agriculture:

Also, the return of the Commissioners of Free Schools for St. Luke's Parish, for the year 1844; which was referred to the Committee on Education.

Mr. CHARLES WILLIAMS presented the return of the Commissioners of Free Schools for Laurens District, for the year 1844; which was also referred to the Committee on Education.

Mr. HOLLAND presented the petition of James Head, praying a pension for revolutionary services; which was referred to the Committee on Pensions.

Mr. McCULLY presented the return of the Commissioners of Free Schools for Chester District, for the year 1844; which was referred to the Committee on Education:

Also, the petition of Ezekiel Sanders and others, praying that certain escheated property may be vested in them; which was referred to the Committee on the Judiciary.

Mr. SHINGLER presented the return of the Commissioners of Free

Schools for St. James, Goose Creek, for the year 1844; which was referred to the Committee on Education.

Mr. FRASER presented the account of Dr. W. M. Lee, for services to a State prisoner in Georgetown Jail; which was referred to the Medical Committee.

Mr. BEDON presented the Petition of sundry citizens of St. George's, Dorchester, praying that the old Four Hole Company, in the 18th Regiment, may be re-established; which was referred to the Committee on the Military:

Also, the Petition of sundry citizens of St. George's, Dorchester, praying the establishment of a new place of election; which was referred to the Committee on Privileges and Elections.

Mr. WHALEY presented the Petition of G. W. Seabrook, praying to be exempted from working on New Town cut; which was referred to the Conmittee on Roads, Bridges, and Ferries.

Mr. M'MULLAN presented the account of Henry Hancock, Sheriff of Lancaster District, for the years 1843 and 1844; which was referred to the Committee on Claims:

Also, the Petition of sundry citizens of Lancaster and Chesterfield Districts, praying an amendment of the Act of the General Assembly passed in 1841, to prevent obstructions to the passage of fish up Lynche's Creek; which was referred to the Committee on Internal Improvements.

Mr. LARTIGUE presented the Return of the Commissioners of Free Schools for St. Peter's Parish, for the year 1844; which was referred to the Committee on Education.

The SPEAKER announced that Mr. ENGLISH was added to the Committee of Ways and Means, and Mr. DICKINSON to the Committees on Printing and Ways and Means.

Mr. HUNT presented the Petition of Charles Panknin, praying to be refunded a double tax; which was referred to the Committee of Ways and Means:

Also, the account of J. N. Cardozo & Co., for printing; which was referred to the Committee on claims.

Mr. JOSEPH A. BLACK gave notice, that he will ask leave, to-morrow, to introduce a Bill to provide for the Election, in this State, of electors of President and vice President of the United States by the people.

Mr. MIDDLETON submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That the Committee on Public Printing be instructed to inquire into the expediency of making a seperate contract with a printer to execute all of the printing that may be required for this House.

Mr. PORTER gave notice, that he will ask leave, to-morrow, to introduce a Bill to alter the time of holding the terms of the City Court of Charleston, and for other purposes.

Mr. CARN submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That it be referred to the Committee or the Military to enquire into the expediency of forming an independent battalion, to be composed of the following beat companies, to wit: The James Island company, now attached to the 18th Regiment of Infantry, the Edisto Island company and Wadmalaw and John's Island company, now attached to the 13th Regiment of Infantry, and that they report accordingly.

Mr. J. H. KING submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of extending the term of office and reducing the salary of State Reporter, and report the result of such enquiry.

Mr. PETER P. PALMER presented the petition of the Black Oak Agricultural Society, praying that the Agricultural survey of the State shall be continued; which was referred to the Committee on Agriculture:

Also, the return of the Commissioners of Free Schools for St. John's, Berkley, for the year 1844; which was referred to the Committee on Education:

Also, the accounts of Samuel West and George A. Murray; which were referred to the Committee on Claims:

Also, the account of Thomas Montgomery, a witness in behalf of the State in the court of sessions, praying compensation for his expenses; which was also referred to the Committee onC laims.

Mr. FAIR presented the return of the Commissioners of Free Schools for Newberry District for the year 1844; which was referred to the Committee on Education:

Also, the petition of Hannah Hudgeons, widow of a revolutionary soldier, praying for a pension; which was referred to the Committee on Pensions.

Mr. YATES presented the account of A. S. Willington & Co. for public printing; which was referred to the Committee on Claims.

Mr. MEMMINGER presented the memorial of the South-Carolina Agricultural Society, praying a continuance of the Agricultural and Gelogical Survey; which was referred to the Committee on Agriculture.

The SPEAKER announced that

Mr. TRAYLOR was added to the Committees on Public Buildings and Incorporations.

Mr. FAIR presented the petition of Christian Huiet and Joseph S. Huiet, praying the re-charter of their Ferry across Saluda River; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. FAIR, Ordered, that when the House adjourns, it shall stand adjourned to meet at 12 o'clock M., to-morrow.

On motion of Mr. FAIR, the House adjourned at 13 minutes past 2 o'clock, P. M.

Wednesday, November 27, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Additional Members.—Mr. JAMES CHESNUT, Jr. a member elect from Kershaw, and Mr. WM. T. ELLERBE, a member elect from Marlboro', appeared, were qualified, and took their seats.

Mr. CANNON presented the Return of the Commissioners of Free Schools for Spartanburg District, for the year 1844; which was referred to the Committee on Education:

Also, the Petition of sundry citizens of Spartanburg District, praying that an old road be re-opened and made public; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. H. S. KING presented the Return of the Commissioners of Free Schools for St. Paul's Parish; which was referred to the Committee on Education.

Mr. ZIMMERMAN presented the Petition of sundry citizens of Darlington District, praying for a new road; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Return of the Commissioners of Free Schools for Darlington District, for the year 1844; which was referred to the Committee on Education.

Mr. GOWIN presented the Petition of sundry citizens of Horry District, praying for a bridge across the lake at Conwayboro'; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Presentment of the Grand Jury of Horry District, for Spring Term 1844, concerning the registering of the bonds of District Officers; which was referred to the Committee on District Offices and Officers:

Also, the Presentment of the Grand Jury of Horry District, for Fall Term 1844, presenting the carrying of concealed weapons; which was referred to the Committee on the Judiciary.

Mr. SNOWDEN presented the Return of the Commissioners of Free Schools for St. Stephen's Parish, for the year 1844; which was referred to the Committee on Education.

Mr. WALLACE presented the Petition of the Pacolet Baptist Church, of Union District, praying for an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. ORR presented the Petition of citizens of Pendleton District, praying that a place of election be discontinued at Calhoun, in said District:

Also, the Petition of citizens of Pendleton District, praying the establishment of a place of election at Joseph Brewer's, in said District; which were referred to the Committee on Privileges and Elections.

Mr. CRAWFORD presented the Return of the Commissioners of Free Schools for Marion District, for the year 1844; which was referred to the Committee on Education.

Mr. BARNES presented the Petition of sundry citizens of Lancaster District, praying an amendment of the Constitution of the State, so as to have but one day of election; which was referred to the Committee on the Judiciary:

Also, the Petition of sundry citizens of Lancaster District, praying the establishment of a new place of election; which was referred to the Committee on Privileges and Elections.

Mr. J. H. KING presented the Petition of John Belton O'Neall, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. J. G. W. DUNCAN presented the Accounts of Doctors William S. Johnson, J. O. Hagood, J. E. Bignon, L. C. Duncan, and James W. Tarrant, for *post mortem* examinations; which were severally referred to the Medical Committee.

Mr. J. G. W. DUNCAN also presented the Petition of sundry citizens of Barnwell District, praying to increase the compensation for apprehending runaway slaves; which was referred to the Committee on the Judiciary:

Also, the Petition of Willis Stansell, praying to be refunded a tax twice paid:

Also, the Petition of J. D. Allen, praying to be exempted from paying tax in Richland District; which were severally referred to the Committee of Ways and Means:

Also, the Petition of sundry citizens of Barnwell District, praying an amendment of the law in regard to courts martial; which was referred to the Committee on the Military:

Also, the Petition of sundry citizens of Barnwell District, praying that Commissioners in Equity be elected by the people; which was referred to the Committee on District Offices and Officers:

Also, the Petition of sundry citizens of Barnwell District, praying for a new Court House and Jail; which was referred to the Committee on Public Buildings.

Mr. ELLERBE submitted the Presentments of the Grand Juries for Marlborough District, Spring and Fall terms, 1844:

So much as recommends an increase of the Free School fund, was referred to the Committee on Education:

So much as relates to the mode of weighing cotton, was referred to the Committee on District Offices and Officers:

So much as recommends that farmers be permitted to prove their books of account,

And so much as presents the carrying of unlawful weapons, was referred to the Committee on the Judiciary.

Mr. HENRY presented the Petition of the Baptist Church at New Hope, in Spartanburg District, praying incorporation:

Also, the Petition of the Clerk and Deacons of New Hope Church, in Spartanburg District, praying to be incorporated; which were referred to the Committee on Incorporations.

Mr. MAYES presented the Petition of sundry citizens of Sumter District, praying for the establishment of a public road:

Also, the Petition of the Commissioners of Roads for Salem County, praying for the appointment of additional Commissioners; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. McCULLY presented the Petition of sundry citizens of Chester District, praying that Abram Gibson be appointed a Magistrate for said District:

Also, the Petition of sundry citizens of Chester District, praying that G. B. Montgomery, Jun'r., be appointed a Magistrate for said District; which were severally referred to the Committee on District Offices and Officers:

Also, the Petition of Dr. William L. Pickett, praying that a double tax, improperly collected from him, may be refunded; which was referred to the Committee of Ways and Means:

Also, the Petition of Mary Thorn, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. BURROWS presented a Petition praying for the incorporation of Black Mingo Baptist Church; which was referred to the Committee on Incorporations:

Also, the Petition of R. G. Ferrell, praying compensation for services rendered as Clerk of the Court for Williamsburg District; which was referred to the Committee on Claims:

Also, the Petition of William Staggers, praying for the re-charter of Murray's Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BURROWS submitted the Presentment of the Grand Jury of Williamsburg District, presenting the practice of carrying deadly weapons concealed about the person; which was referred to the Committee on the Judiciary.

Mr. HAIGLER presented the Petition of sundry citizens of St. Matthew's Parish, concerning the vacant lands granted since the passage of the Act of 1819, reserving said lands for the use of the public works:

Also, the Petition of divers citizens of said Parish, respecting the tolls demanded on the State Road; which were severally referred to the Committee on Internal Improvements.

Also, the Petition of the Commissioners of the Poor for St. Matthew's Parish, praying the compilation and distribution of the poor laws; which was referred to the Committee on District Offices and Officers.

Mr. PRESSLY presented the Petition of sundry citizens of Abbeville District, praying for the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. JOEL SMITH presented the Petition of the members of Rocky Creek church, in Abbeville District, praying an act of incorporation; which was referred to the Committee on Incorporations:

Also, the Return of the Commissioners of Free Schools for Abbeville District; which was referred to the Committee on Education.

Mr. P. E. DUNCAN presented nine Memorials and one Petition of sundry citizens of Greenville District, praying that the election of Electors of President and Vice President of the United States be given to the people; which were referred to the Committee on the Judiciary.

Mr. GEIGER presented the Return of the Commissioners of Free Schools for Lexington District; and

Mr. WATSON presented the Return of the Commissioners of Free Schools for Edgefield District; which were severally referred to the Committee on Education.

Mr. JOHNSON presented the Account of R. G. Barnwell, Magistrate, for 1843—4; which was referred to the Committee on Claims.

Mr. JOHNSON also presented the Return of the Commissioners of Free Schools for St. Helena Parish, for the year 1844:

Mr. HUGER presented the Return of the Commissioners of Free Schools for Christ Church Parish, for the year 1844; and

Mr. POYAS presented the Return of the Commissioners of Free Schools for St. Thomas and St. Dennis', for the year 1844; which were severally referred to the Committee on Education.

Mr. WILSON presented the Petition of Howell Atkinson, praying that a new road may not be established; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PORTER presented the Joint Memorial of the City Council, and of eleven hundred and seventy-four citizens, of Charleston, praying the passage of a Bill to authorize the City Council of Charleston to establish a toll bridge over Ashley river; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. DESAUSSURE presented the Petition of Lucy P. Green, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. PERRIN presented the Memorial of Robert M. Palmer, against the opening of a new road in Abbeville District, through his land; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WARE presented the Petition of Mary Alexander, praying compensation for the maintenance of a revolutionary pauper; and

The Petition of Milly Ward, praying to be reinstated on the Pension Roll; which were referred to the Committee on Pensions:

Also, the Petition of Edmund Jones and A. W. Jones, representatives of John Jones, praying compensation for a slave executed;

Also, the Account of O. H. Wells, for printing; which were severally referred to the Committee on Claims.

Mr. WARE submitted the presentment of the Grand Jury of Greenville District, for Fall Term 1844, presenting the present mode of electing Electors of President and Vice-President of the United States, and Governor and Lieutenant-Governor of this State; which was referred to the Committee on the Judiciary.

Mr. BLAKENEY presented the Return of the Commissioners of Free Schools for Chesterfield District, for the year 1844; which was referred to the Committee on Education:

Also, the Petition of the members of the Elizabeth Baptist Church, of Chesterfield District, for a renewal of their Charter of Incorporation; which was referred to the Committee on Incorporations.

Mr. CHESNUT submitted the Presentments of the Grand Juries for Kershaw District, for Spring and Fall Terms 1844:

So much as recommends the compensation of State witnesses, was referred to the Committee on the Judiciary;

So much as recommends the extension of the jurisdiction of the Ordinary, in the partition of real estate and the appointment of guardians, was referred to the same Committee.

Mr. JAMISON presented the Petition of the Commissioners of Roads for St. Matthew's Parish, praying that the same rates of toll may be allowed at the lake between McCord's Ferry and the high lands, as are now paid at the Ferry; which was referred to the Committee on Roads, Bridges, and Ferries:

Also, the Petition of D. J. Rumph and Adam Wactor, praying the Legislature to confirm their titles to a tract of land, lying within ten miles of the public works; and

The Petition of M. Gramling, with a similar prayer:

Also, the Petition of sundry citizens of Orangeburg District, praying a repeal of the law permitting wagons with broad tire to travel free of toll on the State Road; which were severally referred to the Committee on Internal Improvements.

Mr. JAMISON also presented the Petition of James Jones, praying permission to bring into the State a negro man slave, who had been carried out of the United States; which was referred to the Committee on Colored Population:

Also, the Petition of George H. Pooser, late Sheriff of Orangeburg, praying payment of an account; which was referred to the Committee on Claims.

Mr. JAMISON submitted the Presentment of the Grand Jury of Orangeburg District, for Fall Term 1844, recommending an increase of the jurisdiction of the Ordinary in the partition of real estate; which was referred to the Committee on the Judiciary.

Mr. E. G. PALMER presented the Petition of sundry citizens of Fairfield District, praying for an appropriation to open Wateree river; which was referred to the Committee on Internal Improvements.

Mr. J. HUME LUCAS presented the Return of the Commissioners of Free Schools for the Parish of St. James', Santee, for the year 1844; which was referred to the Committee on Education.

On motion of Mr. CARN, Mr. LARTIGUE was excused from serving on the Committee on the Military.

The SPEAKER announced that Mr. CHESNUT is added to the Committees on Federal Relations and Education, and Mr. ELLISON to the Committees on Agriculture and Roads, Bridges, and Ferries

Mr. McCARTHY submitted the following Resolution:

Resolved, That fifteen hundred extra copies of the Governor's Message be printed for the use of this House, which was ordered for consideration to-morrow.

Mr. JOSEPH A. BLACK submitted the following resolution, which was made the special order of the day for Friday next, at 12 o'clock M.

Resolved, That the Judiciary Committee be instructed to report a Bill to repeal the present law directing the mode of electing Electors of President and Vice President, and providing for their election by the People.

On motion of Mr. ELLERBE, *Ordered*, That the use of this Hall be granted to the State Temperance Society, for this evening at 7 o'clock.

On motion of Mr. MEMMINGER, the Governor's Message, No. 1, with the accompanying documents, which had been made the special order of the day for this day at 1 o'clock, was *taken up*, and on motion of Mr. MEMMINGER, was referred as follows:

So much as relates to the Finances of the State, and

So much as relates to the Bank of the State, were referred to the Committee of Ways and Means.

So much as relates to the Militia, the Arms, Military expenses, Arsenals and Military Schools of the State, was referred to the Committee on the Military.

So much as relates to the Free Schools and to the establishment of a Central Academy in each District, was referred to the Committee on Education.

So much as relates to improvements in the offices of Secretary of State and Surveyor General, to the organization of the Executive Department, to the exemption of lands from execution, and to closing the Land Office, was referred to the Committee on the Judiciary.

So much as relates to Notaries and Magistrates, and to the publication of a manual and code of the law in relation to Magistrates, and also so much as relates to the defect in the law in relation to District Clerks of the Court, were referred to the Committee on District Offices and Officers; and

So much as relates to the Agricultural Survey of the State, was referred to the Committee on Agriculture.

Mr. MEMMINGER then submitted the following Preamble and Resolution, which were made the special order of the day for to-morrow at 1 o'clock, P. M., in Committee of the whole House, and ordered to be printed:

WHEREAS, this House most cordially welcomes the election of the Democratic Republican candidates for President and Vice President of the United States, as the triumph of those principles which were so distinctly avowed by the Convention at Baltimore, whose nomination they accepted: And, whereas, this House entertains entire confidence in the integrity and public virtue of these distinguished citizens, and regards it, not only to be due to them, but to the good faith which this State owes to their brethren throughout the Union, who have made common cause in this great contest, patiently to await the measures of the new administration, and to take no separate action, which may embarrass their progress in carrying out the policy to which they stand pledged:

Therefore, Resolved, That this House deems it inexpedient to take further action on that portion of the Governor's Message which relates to the Tariff, to Texas, and to the Abolitionists.

On motion of Mr. E. G. PALMER,

Ordered, that four thousand copies of the Report on the Geological and Agricultural Survey of the State of South-Carolina, be printed.

Mr. HENRY submitted the following Resolutions, which were considered immediately and agreed to:

Resolved, That the Committee on the Military be instructed to inquire into the expediency of purchasing two stands of colors from Mr. A. B. Flemming, for the use of the State; the stands of colors to be made of silk of the growth of this State, and be painted by a native artist.

Resolved, That the Committee on Agriculture be instructed to enquire into the expediency of granting a bounty on the cultivation of Silk in this State.

Mr. YATES gave notice, that he will, to-morrow, ask leave to introduce a Bill further to prevent the fraudulent Packing and Weighing of Cotton:

Also, a Bill to amend An Act entitled an Act to incorporate the Provident Institution for Savings in the City of Charleston.

On motion of Mr. HUNT, a Message was sent to the Senate, asking that House to return the Petition of John Pintard, and the Documents accompanying the same; and Mr. HUNT obtained leave to withdraw the Petition and Documents.

Mr. HUNT gave notice, that he will ask leave to introduce a Bill to alter the Law on the subject of Bail:

Also, a Bill to alter the Law in relation to the Appeal of the Creditor in cases of Insolvent Debtors, and for other purposes.

Mr. PORTER gave notice, that he will, to-morrow, ask leave to introduce a Bill to authorize the City Council of Charleston to establish a Bridge over Ashley River, and for other purposes therein mentioned.

Mr. CANNON submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Committee on Internal Improvements be instructed to enquire into and report on the expediency of abolishing the office of Superintendent of Public Works.

On motion of Mr. MEMMINGER, Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. MIDDLETON, the House adjourned at 44 minutes past 1 o'clock, P. M.

Thursday, November 28, 1844.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Additional Member.—Mr. WM. I. BULL, a member elect from St. Andrew's, appeared, produced his credentials, was sworn, and took his seat.

On motion of Mr. JAS. M WALKER, the House reconsidered the vote taken yesterday on referring so much of the Governor's Message as relates to the Tariff, Texas, and the Abolitionists, and Mr. MEMMINGER'S Preamble and Resolution on the same subject, to the Committee of the Whole House, for this day at 1 o'clock.

Mr. MEMMINGER then moved to make the same the special order of the day for to-morrow at 1 o'clock, P. M.

On motion of Mr. STUART the question was divided:

And the question being put, Will the House agree to go in Committee of the Whole House, on so much of the Governor's Message, No. 1, as relates to the Tariff, to Texas, and to the Abolitionists, and the Preamble and Resolution submitted by Mr. MEMMINGER?

It passed in the affirmative—Yeas 77, Nays 40.

The yeas and nays were requested by seven members, and are as follow:

Those who voted in the affirmative are—

Messrs. Aiken, Barnes, Bauskett, Beckham, Joseph A. Black, Wm. C. Black, Blakeney, Brooks, Broyles, Burrows, Calhoun, Cannon, Chesnut, Cooper, Crawford, P. E. Duncan, Ellerbe, English, Ervin, Fair, Foster, Fraser, Gaillard, Gowin, Gary, Geiger,

Messrs. Giles, Griffin, Hardin, Edwd. Harleston, Herbert, Henry, Heyward, Holland, Hough, Huger, Hunt, Johnson, Littlejohn, Lucas, McCully, Manning, Maxwell, Mayes, Memminger, Middleton, Miller, Mills, Mordecai, Noble, O'Hanlon, Orr,

Messrs. Edw. G. Palmer, Phillips, Pinckney, Pope, Porter, Poyas, Read, Rodgers, Sebring, Seymour, Shingler, Simons, E. P. Smith, Henry Smith, Joel Smith, Snowden, Strobhart, Traylor, Jas. M. Walker, Tandy Walker, Ware, Watson, G. W. Williams, Wingard, and Yates.

Those who voted in the negative are—

The Hon. William F. Colcock, Speaker, and

Messrs. W. J. Alston, Bedon, Bethea, Brown, Bull, Carew, Carn, Chandler, DeSaussure, Dickinson, J. G. W. Duncan, Gibbs, Grimball,

Messrs. Hardee, John Harleston, Harley, Herndon, Irby, Jamison, J. H. King, H. S. King, Lartigue, McCarthy, McMichael, McMullan, Means,

Messrs. Moody, Northrop, P. P. Palmer, D. Thomps. Sims, W. Gilm. Simms, Stuart, Sumter, Torre, Wallace, Whaley, Chas. Williams, Wilson, and Zimmerman.

On motion of Mr. MEMMINGER, the same was made the special order of the day for to-morrow 1 o'clock P. M., in Committee of the Whole House.

Mr. DESAUSSURE submitted the following Resolution, which was referred to the Committee of the Whole House:

Resolved, While the people of South-Carolina are prepared to render to the candidates elected by the Democratic party their most cordial support, it is due to themselves and their allies solemnly to reiterate their unalterable de-

termination never to submit to a Tariff for Protection; and if unhappily their just hopes of redress are destined to be again disappointed, they will hold themselves at liberty to resort to such measures for their relief as their rights and their safety may seem to them to require.

A Message was received from the Senate, transmitting the Petition of John Pintard and the documents accompanying the same.

Mr. JOHNSON presented the Petition of John M. Zealy, praying a re-charter of the Ferry between the town of Beaufort and the island of St. Helena, and Ladies' Island, commonly called White Hall Ferry; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Petition of the Mounted Riflemen of the island of St Helena, praying exemption from attendance at general reviews; which was referred to the Committee on the Military.

Mr. CHARLES WILLIAMS presented the Petition of Harman Garrett, praying compensation for two slaves executed; which was referred to the Committee on Claims.

Mr. JOSEPH A. BLACK presented the Petition of sundry citizens of Richland District, praying for the abolishment of the Military Academy in Columbia; which was referred to the Committee on the Military:

Also, the Account of the Clerk of the Court of Appeals at Columbia, for extra copies made for the State Reporter, and blank books furnished for the Court of Appeals; which was referred to the Committee on Claims.

Mr. BETHEA presented the Petition of the Commissioners of Little Pee Dee river, praying an appropriation for improving the navigation of said river:

Also, the Petition of sundry citizens of Marion District, and the Presentment of the Grand Jury of Marion District for Fall term, 1844, with a similar prayer; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. MIDDLETON presented the Report of the Superintendent of Public Works, for the year 1844; which was referred to the Committee on Internal Improvements and ordered to be printed.

Mr. BECKHAM presented the Petition of Joseph Carter, praying that the property of J. M. Egger, deceased, liable to be escheated, may be vested in him; which was referred to the Committee on the Judiciary.

Mr. J. H. KING presented the Petition of sundry citizens of Newberry, Union and Spartanburg Districts, praying for a re-charter of Maybin's and Henderson's bridges over Enoree river:

Also, the Petition of N. H. Bradley, praying for a re-charter of Maybin's bridge over Enoree river:

Also, the Petition of Thomas H. Henderson, praying that a bridge over Enoree river may be re-chartered and vested in him; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. CHANDLER presented the Return of the Commissioners of Free Schools for Claremont County; which was referred to the Committee on Education:

Also, the Presentment of the Grand Jury of Sumter District, for Spring term, 1844, recommending that pecuniary fines be decreased, and the length of imprisonment be increased; which was referred to the Committee on the Judiciary.

Mr. MANNING presented the Return of the Commissioners of Free Schools for Clarendon, for the year 1844; which was referred to the Committee on Education:

Also, the Petition of sundry citizens of Clarendon, praying the establishment of a new place of election; which was referred to the Committee on Privileges and Elections.

Mr. GARY presented the Petition of sundry citizens of Abbeville District, praying the establishment of a new place of election at Cokesbury:

Also, the Petition of sundry citizens of the same District, praying that the place of election at Martin's Mills, may be discontinued; which were referred to the Committee of Privileges and Elections.

Mr. PRESSLY presented the Petition of Mary Laird, praying that she may be placed on the Pension Roll; which was referred to the Committee on Pensions.

Mr. WINGARD submitted the Presentment of the Grand Jury of Lexington District, for Spring Term, 1844, respecting the Fish Sluices of Broad and Saluda Rivers; which was referred to the Committee on Internal Improvements.

Mr. E. G. PALMER presented the Petition of Thomas Watt, Jacob Bookman, and others, praying to be refunded a certain amount of money; which was referred to the Committee on Claims.

Mr. McMULLAN obtained leave to withdraw the Petition of Leroy Secrest, presented to the House at its last Session.

Mr. HERNDON presented the Return of the Commissioners of Free Schools for Union District, for the year 1844; which was referred to the Committee on Education.

Mr. SEYMOUR presented the Petition of the Methodist Benevolent Society of Charleston, praying for the renewal of their Charter; which was referred to the Committee on Incorporations.

Mr. BROYLES presented the Petition of James L. Orr, for public printing, which was referred to the Committee on Claims.

Mr. G. W. WILLIAMS presented the Petition of sundry citizens of York District, for the passage of a law making it an indictable offence for unmarried men and women to cohabit and live together; which was referred to the Committee on the Judiciary.

Also, the Petition of sundry citizens of York District, praying the change of an election ground; which was referred to the Committee on Privileges and Elections.

Mr. J. G. W. DUNCAN presented a Petition to repeal the charter of the Town Council of Aiken; which was referred to the Commtttee on Incorporations.

Mr. ORR presented the Return of the Commissioners of Free Schools for Anderson District, for the year 1844; which was referred to the Committee on Education.

Mr. EDWARD HARLESTON presented the Petition of Elias Hollingsworth, praying to be placed on the pension roll; which was referred to the Committee on Pensions.

Mr. BROWN presented the Petition of sundry citizens of this State, praying an amendment of the law in relation to libel; which was referred to the Committee on the Judiciary.

Mr. BEDON presented the Return of the Commissioners of Free Schools for St. George's Parish; which was referred to the Committee on Education.

Mr. HARDIN presented the Petition of sundry officers of the 9th Brigade of the South-Carolina Militia, respecting Brigade Encampments; which was referred to the Committee on the Military.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the Petition of Howell Atkinson, against the establishment of a new road; which was ordered for consideration to-morrow.

On motion of Mr. HERNDON, the Committee on Claims was discharged from the consideration of the accounts of Henry Hancock, Sheriff of Lancaster; Edward Mulligan, Sheriff of Beaufort; George A. Murray, Constable; and Samuel West, Constable; and the same were referred to the Committee on Accounts.

On motion of Mr. MEMMINGER, the use of the Hall of the House of Representatives, was granted to the Bible Convention on to-morrow evening.

Mr. MEMMINGER gave notice that to-morrow he will ask leave to introduce a Bill to substitute other punishments instead of death, in cases of forgery, and of certain other crimes.

Mr. FAIR submitted the following Preamble and Resolutions, which were referred to the Committee of the Whole House, to-morrow at 1 o'clock, and ordered to be printed:

Whereas, the clause of the Constitution of the United States which empowers Congress to lay and collect taxes, duties, imposts and excises, to pay the debts and provide for the common defence and general welfare of the United States, has been repeatedly and grossly violated, and the South grievously oppressed: and whereas, notwithstanding the solemn pledges made by Congress in 1833, not to levy, after the year 1842, a higher rate of duties on foreign importations than would afford sufficient revenue for the support of an economical administration of the Government; and, in no case, but in the event of war, to exceed the rate of twenty per cent. ad valorem, Congress has, nevertheless, passed an Act (to wit, the Tariff Act of 1842,) increasing the duties to an enormous extent beyond twenty per cent. ad valorem, and also beyond the wants of an economical Government: and whereas, from the refusal of the Senate to ratify the Treaty for the Annexation of Texas, on the ground universally admitted to have induced the refusal, as well as from various other indications, the State is solemnly apprehensive that a war is going on against the domestic institutions of the South, which, unless promptly and decisively met, will, at no distant period, produce the most disastrous consequences:

1. *Therefore be it Resolved*, That the wisest and safest mode of redressing the acknowledged grievances of the Southern States of this Confederacy, will be for them to assemble in Convention, and devise the proper measures for their common relief.

2. *Resolved*, That this Legislature propose to the Legislatures of all the slave-holding States to choose, in such manner as they may deem proper, Delegates to represent them at a Convention to be held in Charleston, or at such other place as the majority of these States may designate, on the day of March, 1846.

3. *Resolved*, That each State shall send to this Convention, as many Delegates as it is entitled to Representatives and Senators in Congress.

4. *Resolved*, That this Legislature elect one or more individuals, to be the bearer of these resolutions to the respective Legislatures of the slave-holding States, at their next meeting, who shall be commissioned by the Governor, under the great seal of the State, to represent the views of this State in relation to the great questions referred to, and to solicit the co-operation of our sister States of the South, in the effort to reform the Legislature of the Federal Government on the subject of the Tariff, and Texas, and avert the progress of Abolition.

Mr. McMULLAN submitted the following Resolution, which was considered immediately, and agreed to:

Resolved, That it be referred to the Committee on Internal Improvements, to enquire into the expediency of declaring navigable all streams in this State capable of being used for the purposes of rafting lumber or boating, and that they report by Bill or otherwise.

Mr. ORR gave notice, that he will, to-morrow, ask leave to introduce a Bill to increase the Powers and Duties of the Court of Ordinary.

Mr. J. G. W. DUNCAN submitted the following Resolutions, which were considered immediately, and agreed to:

Resolved, That the Committee on Roads, Bridges, and Ferries, be requested to report upon the expediency of amending, or repealing the 14th Section of the Act of the Legislature of 1843, in relation to the appointment of Commissioners.

Resolved, That the Committee on the Military be requested to report upon the expediency of exempting Commissioners of Roads from Militia duty, during the terms of their appointments.

Mr. PHILLIPS gave notice, that he will, to-morrow, ask leave to introduce a Bill to amend an Act to amend the Act of one thousand seven hundred and seventy-eight, commonly called the Prison Bounds Act, and for other purposes.

Mr. BURROWS presented the Return of the Commissioners of Free Schools for Williamsburg District, for the year 1844; which was referred to the Committee on Education.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House agreed to a Resolution, submitted yesterday by Mr. CANNON, instructing the Committee on Internal Improvements to enquire into the expediency of abolishing the office of Superinendent of Public Works:

Also, a Resolution submitted yesterday by Mr. McCARTHY, directing fifteen hundred extra copies of the Governor's Message to be printed for the use of this House.

On motion of Mr. CARN, Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow.

On motion of Mr. BROWN, the House adjourned at 3 o'clock, P. M.

Friday, November 29, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER announced that Mr. BULL is added to the Committee on Internal Improvements and to the Committee on Agriculture.

The Senate sent to this House Resolutions in relation to Federal Policy; which were referred to the Committee of the Whole House, to whom had been referred so much of the Governor's Message as relates to the Tariff, Texas and the Abolitionists.

Mr. CHESNUT presented the Return of the Commissioners of Free Schools, for Kershaw District; which was referred to the Committee on Education:

Also, the Memorial of the Board of Commissioners of Roads, for Ker-

shaw District, to open a new road, leading from the Railroad Depot at Gadsden to Camden; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Petition of the Vestry and Wardens of Grace Church, Camden, praying for a renewal of their charter; which was referred to the Committee on Incorporations:

Also, the Petition of the Wateree Agricultural Society, praying a Geological and Mineralogical Survey; which was referred to the Committee on Agirculture.

Mr. POPE presented the Petition of sundry citizens of Edgefield and Barnwell Districts, praying a change of the Coosawhatchie road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. TORRE presented the Petition of the "Washington Artillery of Charleston," praying an Act of incorporation; which was referred to the Committee on incorporations:

Also, the counter Petition of sundry Citizens and residents of Charleston Neck, in relation to the building of a Bridge over a creek at the northern extremity of Washington-street; which was referred to the Committee on Internal Improvements.

Mr. BULL presented the Petition of sundry Citizens of James Island, St. Andrew's Parish, praying for an Act of incorporation; which was referred to the Committee on Incorporations:

Also, the Petition of the St. Andrew's Agricultural and Police Society, praying a continuance of the Agricultural and Geological survey; which was referred to the Committee on Agriculture.

Term, 1844, inclusive; and the other embracing the decisions of the Law Court of Appeals, commencing December Term, 1843, and including May Term, 1844; which, with the volumes of Reports, was referred to the Commiitee on the Judiciary.

Mr. GAILLARD presented the Petition of David Cherry, praying a recharter of his Bridge over Seneca river; which was referred to the Committee on Incorporations.

Mr. LARTIGUE presented the Petition of sundry Citizens of Beaufort District, praying that certain expenses incurred by R. Y. Carey, as a Magistrate attending Court, may be refunded to him; which was referred to the Committee on Claims:

Also, the Return of the Commissioners of Free Schools for Prince William's Parish; which was referred to the Committee on Education.

Mr. WILSON submitted the Presentment of the Grand Jury of Darlington District, Spring Term, 1844:

So much as presents the registering of the Bonds of district officers, was referred to the Committee on District Offices and Officers; and so much as presents the insufficiency of the Free School Fund, was referred to the Committee on Education.

Mr. EDWARD HARLESTON submitted the Presentments of the Grand Juries of Anderson District, for Spring and Fall Terms, 1844:

So much as recommends a change in the law prescribing the mode of confessing and entering judgments; and so much as recommends the increase of the jurisdiction of Magistrates, were referred to the Committee on the Judiciary:

So much as presents the keeping open of the polls at the General Election two days, was referred the Committee on Privileges and Elections.

The SPEAKER laid before the House a Communication from the State Reporter, transmitting two volumes of Reports; one embracing the decisions of the Equity Court of Appeals, from December Term, 1842, to May.

Mr. McMULLAN presented the Account of Dr. J. J. Barkley, for Medical Services rendered the Catawba Indians; which was referred to the Medical Committee.

Mr. BROWN presented the Counter Petition of sundry Citizens of Barnwell District, praying that the Road leading from Augusta to Coosawhatchie may not be changed; which was referred to the Committee on Roads, Bridges, and Ferries.

Mr. W. J. ALSTON presented the Memorial and Petition of William F. Pearson, praying compensation for services rendered the State, in taking a census of Fairfield District; which was referred to the Committee on Claims.

Mr. DeSAUSSURE submitted the Presentments of the Grand Juries of Richland, for Spring and Fall Terms, 1844:

So much as presents the keeping open of tippling houses on the Sabbath:

So much as recommends an increase of the *per diem* allowance of Jurors: and

So much as presents Nine-pin alleys; were referred to the Committee on the Judiciary:

So much as presents the pernicious practice of corrupting electors at Elections, was referred to the Committee on Grievances.

Message No. 2 was received from his Excellency the Governor:

So much as extends an invitation to the General Assembly to attend the Annual Commencement of the South-Carolina College, was referred to a Special Committee, of which, the Speaker appointed Messrs. Lartigue, Brooks, and Carew.

So much as asks, on behalf of the Trustees of the South-Carolina College, the establishment of a Professorship of Greek Literature in that Institution, was referred to the Committee on Education:

So much as asks the appointment of a Committee to examine the Executive Contingent Accounts, was referred to a Select Committee, of which the Speaker appointed the following gentlemen: Messrs. Bauskett, Means, and Chandler.

The Report of the Commissioners of the Deaf, Blind, and Dumb, communicated by the Governor, was referred to the Committee on Education.

Mr. ORR presented the Petition of sundry Citizens of Pendleton District, praying the change of a place of Election from Varennes to Haynie's; which was referred to the Committee on Privileges and Elections.

Mr. McCARTHY presented the Petition of sundry Citizens of St. Luke's Parish, praying the repeal or modification of the 14th Section of the Road Law passed at the last Session of the Legislature; which was referred to the Committee on Roads, Bridges, and Ferries.

Mr. ZIMMERMAN presented the Petition of Dr. T. J. Flinn, praying compensation for services rendered to a State prisoner; which was referred to the Medical Committee:

Also, the Petition of James Bell, praying for a confirmation of his title to a house and lot conveyed to him before he was naturalized; which was referred to the Committee on the Judiciary.

Mr. ZIMMERMAN submitted the Presentment of the Grand Jury of Darlington, at Fall term, 1844, recommending an increase of the jurisdiction of the Court of Ordinary; which was referred to the Committee on the Judiciary:

Also, the Presentment of the Grand Jury of the said District, for Fall term, 1844, presenting the carrying of concealed deadly weapons; which was referred to the Committee on the Judiciary.

Mr. BARNES presented the Petition of William R. Clanton, praying a change of his name; which was referred to the Committee on the Judiciary.

Mr. E. G. PALMER presented the Petition of Thomas Nickols, praying the re-opening of an old road; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Petition of sundry citizens of Fairfield District, praying for an appropriation to open Broad river;

And the Petition of sundry citizens of Fairfield District, praying to be re-funded the money paid for the Catawba lands; which were severally referred to the Committee on Internal Improvements.

Mr. MANNING presented the Petition of Nancy Chapman, praying for a pension; which was referred to the Committee on Pensions.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the Petition of sundry citizens of Abbeville District, praying for the opening of a new road; which was ordered for consideration to-morrow.

On motion of Mr. CARN, the Committee on Roads, Bridges and Ferries was discharged from the consideration of the Petition of the Commissioners of Little Pedee River, praying an appropriation for improving the navigation of said river: Also, the Petition of citizens of Marion District, and the Presentment of the Grand Jury of Marion, for Fall term, 1844, asking an appropriation for the improvement of Little Pedee; and the same were referred to the Committee on Internal Improvements.

On motion of Mr. HERNDON, the Committee on Claims was discharged from the consideration of the Account of Dr. John H. Boatwright, for medical attendance on State prisoners, and the Petition of several citizens of Barnwell District, praying that compensation be allowed to Dr. J. E. Bignon, for assistance in the chemical detection of arsenic, in a case of alleged murder; and they were referred to the Medical Committee.

Mr. McMULLAN, from the Committee on Pensions, made reports on the Petition of James Head, and on the

Petition of Mary Alexander; which were ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on the Petition of sundry citizens of Lancaster and Chesterfield Districts, praying for an amendment of the Act of 1841, to prevent obstructions to the passage of fish up Lynche's creek; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the same Committee, to whom was referred the Petition of sundry citizens of Orangeburg District, praying for a repeal of the law permitting wagons with broad tire to pass free of toll on the State road, introduced a Bill to amend an Act concerning the Public Works, passed on the 18th day of December, one thousand, eight hundred and twenty-nine; which was read the first time, and ordered to be read a second time to-morrow.

Mr. W. GILMORE SIMMS, from the Joint Committee to whom were referred the Reports of the Clerks of the Senate and the House of Representatives, transmitting proposals for the public printing of both Houses, and a Resolution submitted by Mr. MIDDLETON on Tuesday last, respecting a division of the public printing, made a Report; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on the Abstract of Expenditure by the City Council of Charleston for the transient poor; which was ordered for consideration to-morrow.

Mr. ERVIN, from the Committee on Vacant Offices, reported that the offices of Master in Equity for Charleston District, and Commissioners in Equity for the Districts of Greenville, Colleton, Horry, Lexington, Laurens, Marion, Newberry, Spartanburg, Williamsburg and Union, are vacant; which Report was ordered to *lie on the table.*

Mr. J. H. KING, from the Medical Committee, made Reports,

On the Account of Dr. J. W. Tarrant,

On the Account of Dr. James O. Hagood,

On the Account of Dr. L. C. Duncan,

On the Account of Dr. James W. Tarrant,

On the Account of Dr J. E. Bignon,

On the Account of Dr. Peter Porcher,

On the Account of Dr. Thomas Teague, and

On the Account of Dr. W. S. Johnson; which were ordered for consideration to morrow.

Mr. JOSEPH A. BLACK submitted the following Resolution, which was considered immediately, and agreed to:

Resolved, That the Committee on Privileges and Elections have leave to send for persons and papers in relation to the contested election for the Parish of St. Bartholomew.

Pursuant to notice, and by leave of the House, Mr. YATES introduced "A Bill to amend an Act, entitled An Act to incorporate a Provident Institution for Savings in the City of Charleston;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. MORDECAI gave notice, that he will to-morrow ask leave to introduce "A Bill to amend the attachment laws of this State."

Mr. LARTIGUE submitted the following Resolutions, which were considered immediately, and agreed to:

Resolved, That the Committee on Vacant Offices be requested at an early period (during the Session of the Legislature,) to report to this House what Offices in the State can be dispensed with, and what salaries reduced, with the view of retrenching the expenses of the State government, to provide for future contingencies:

Resolved, That the Committee of Ways and Means be requested, as soon as practicable, to report to this House the probable available surplus (if any) which will be in the Treasury on the first day of January next.

Mr. LARTIGUE also submitted the following Resolution, which was referred to the Committee on Federal Relations:

Resolved, That a Special Committee of this House be appointed to enquire into and report at an early period, as to the expediency, the constitutionality, and the ability of South-Carolina to extend to the Republic of Texas pecuniary aid, in case she should be attacked by any foreign power.

Pursuant to notice, and by leave of the House, Mr. PHILLIPS introduced "A Bill to amend An Act to amend the Act of 1788, commonly called the Prison Bounds Act, passed the 19th December, 1833, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. WILLIAM C. BLACK gave notice, that he will, on Monday next, ask leave to introduce "a Bill to extend the Jurisdiction of Magistrates in cases arising upon Contracts."

Mr. J. H. KING gave notice, that he will ask leave to-morrow, to introduce a Bill to alter and amend an Act, entitled an Act regulating Hawkers and Pedlars, passed 19th Dec., 1843."

Pursuant to notice, and by leave of the House, Mr. PORTER introduced a Bill to alter the time of holding the terms of the City Court of Charleston, and for other purposes; which was read the first time and ordered to be read the second time to-morrow.

On motion of Mr. DE SAUSSURE, the following documents, which accompanied the Governor's Message No. 1, were referred as follows:

Resolutions of the Legislatures of Connecticut, in relation to the assumption of the State debts:

Resolutions of the Legislatures of the States of Georgia and Connecticut, relative to the repudiation of State debts:

Resolutions of the Legislature of the State of Georgia, respecting the interchange of public documents among the several States:

Resolutions of the Legislature of Massachusetts, relating to depredations on American Commerce; and

The Protest and Declaration of the General Assembly of the State of Rhode Island, against any interference by Congress, or by the House of Representatives of the Congress of the United States, with the internal government or the constitution of said State; were severally referred to the Committee on Federal Relations.

The Memorial from the Historical Society of New York, was referred to the Committee on the Legislative Library.

On motion of Mr. MANNING,

Ordered, That the Trustees of the South-Carolina College be admitted upon the floor of the House, during the present Session.

Mr. W. GILMORE SIMMS submitted the following Resolutions, which were read, and referred to the Committee of the Whole House, to whom had been referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas, and the Abolitionists:

1. *Resolved*, That while we look with hope to the action of the administration about to come into power in the Federal Government, and see no reason to distrust the propriety of that support which the people of South-Carolina have accorded to render it successful, we are yet reminded by the experience of the past, of the necessity of maintaining our own strict watch over those vital interests upon which the fortunes and the safety of the South depend.

2. *Resolved*, That our sense of the deep injury inflicted upon us by the operations of the present odious tariff of protection, is in no respect lessened, and that we enjoin our Representatives in Congress to continue their unceasing warfare upon this principle, and the practice under it, until the agricultural labor and interests of the South shall be rendered permanently secure against its injustice.

3. *Resolved*, That the acquisition of the territory of Texas is vastly important to the welfare of the whole Union—to its safety from foreign arms—to its commercial enterprize—to its general industry—and to the South, vitally necessary for the proper growth and expansion of our people.

4. *Resolved*, That we cannot submit to the insulting declaration, that, while all other portions of the Union may extend themselves on either hand, and draw into their folds new States and capacious territories, the slaveholding States shall remain stationary—circumscribed in boundary—fettered

and enfeebled by position, until gradually environed by communities hostile to their institutions, and no ways scrupulous in the expression of their hostilities.

5. *Resolved*, That as the interests involved in these previous considerations are, in the opinion of this House, equally important to all the slaveholding States of this Confederacy, it becomes us to invite their co-operation with us in grave and circumspect deliberation upon them: To this co-operation and consultation, therefore, be it further resolved, that the Executive of the State of South-Carolina be requested, by communication to the Governors of the several States aforesaid, to meet us, by their Delegates, in Ashville, North-Carolina, on the fourth day of March, one thousand, eight hundred and forty-six.

6. *Resolved*, finally, That South-Carolina is now, as before, warmly united in her desire and determination to preserve inflexibly the spirit and the letter of the Federal Constitution—the integrity of the Union—the rights of the individual States—and her own people from oppression; and that, while she hails the success of the Democratic party as full of happy augury, she will relax none of that jealous vigilance by which only can happy auguries be converted into certainties, and a gallant people be rendered secure in the possession of their liberties.

The House then resolved itself into a Committee of the Whole House, Mr. PINCKNEY in the Chair, on so much of the Governor's Message, No. 1, as relates to the Tariff, to Texas, and the Abolitionists; and on Resolutions submitted by Messrs. MEMMINGER, DESAUSSURE, FAIR, and W. GILMORE SIMMS, and Resolutions from the Senate, in relation to federal policy; and after some time spent therein, the Speaker resumed the Chair, and Mr. PINCKNEY, from the Committee of the Whole House, reported that they had made progress therein, and asked leave to sit again to-morrow at 1 o'clok, P. M.; which was granted.

On motion of Mr. JOSEPH A. BLACK, a Resolution, submitted by him on Wednesday last, respecting the mode of electing Electors of President and Vice President, was made the special order of the day for Tuesday next, at 2 o'clock, P. M., in Committee of the whole House.

On motion of Mr. HENRY, *Ordered*, that when this House adjourns, it shall be adjourned to meet at 12 o'clock M., to-morrow.

On motion of Mr. HENRY, the House adjourned at 57 minutes past 3 o'clock, P. M.

Saturday, November 30, 1844.

At the hour to which the House adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the journal of yesterday's proceedings was read.

Additional Member: Mr. GILBERT C. GEDDES, a Member elect from St. Philip's and St. Michael's, appeared, was qualified, and took his seat.

The following Message was received from the Senate:

IN THE SENATE, November 29, 1844.

Mr. Speaker and Gentlemen
of the House of Representatives:

Senate has referred so much of the Governor's Message No. 2, as relates

to his Civil and Military Contingent Accounts, to a Special Committee, consisting of Messrs. WITHERSPOON, EAVES and JOHNSON, and asks your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:

ANGUS PATTESRON, *President.*

In which the House concurred, and the Speaker appointed the following gentlemen of the Committee on the part of the House: Messrs. BAUSKETT, MEANS and CHANDLER; and an answer was returned accordingly.

The following Message was also received from the Senate:

IN THE SENATE, November 30, 1844.

Mr. Speaker and Gentlemen

of the House of Representatives:

Senate has appointed Messrs. YOUNG, BUCHANAN, HENAGAN, NEEL, RIVERS, GIST, BOYCE, FELDER and WITHERSPOON, a Special Committee on the part of the Senate, to nominate suitable persons as Electors of President and Vice President of the United States; and respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and the Speaker appointed the following gentlemen of the Committee on the part of this House: Messrs. HERNDON, JAMISON, MEMMINGER, LARTIGUE, BLAKENEY, WILSON, HOLLAND, WARE and MEANS; and an answer was returned accordingly.

Mr. McMULLAN presented the Memorial of the Chiefs and head men of the Catawba Indians, praying for a distribution of the proceeds of the Catawba Lands lately conveyed by their treaty, to enable them to remove to the West; which was referred to the York and Lancaster Delegations.

Mr. CRAWFORD presented the Petition of sundry citizens of Marion District, praying for the removal of Battalion Muster Ground No. 2; which was referred to the Committee on the Military.

Mr. TANDY WALKER presented the Petition of John Maxwell, praying a re-charter of his Ferry over Seneca River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ENGLISH presented the Account of A. S. Johnston, for Books furnished the State:

Also, the Account of Dubose and Johnston, for printing Ruffin's Report; which were severally referred to the Committhe on Claims.

Mr. BETHEA submitted the Presentment of the Grand Jury of Marion District, Fall Term, 1844, on the practice of wearing deadly weapons concealed about the person; which was referred to the Committee on the Judiciary.

Mr. BAUSKETT presented the Petition of sundry citizens of Edgefield District, praying the appointment of a Magistrate; which was referred to the Committee on District Offices and Officers.

On motion of Mr. BAUSKETT, the Committee on Incorporations was discharged from the consideration of the Petition of David Cherry, praying a re-charter of his Bridge over the Seneca River; and the same was referred to the Committee on Roads, Bridges and Ferries.

Mr. BAUSKETT submitted the Presentment of the Grand Jury of Edgefield, Fall Term, 1844:

So much as presents the Court of Equity, was referred to the Committee on the Judiciary.

So much as recommends an increase in the number of the Commissioners of the Poor, was referred to the Committee on District Offices and Officers.

So much as recommends that Commissioners of the Roads shall receive a *per diem* compensation was referred to the Committee on Roads, Bridges and Ferries.

Mr. BARNES presented the Petition of sundry citizens of Lancaster, in relation to lands sold in 1843, by the Svperintendent of Public Works, under the operation of the Act of 1790 ; also in relation to lands claimed by the State under the act of 1819 ; which was referred to the Committee on Internal Improvements.

Mr. SEYMOUR obtained leave to withdraw the Petition of S. G. W. Dill and others, praying a repeal of the Act of 1824, prohibiting non-commissioned officers and privates of the City Guard of Charleston from voting ; and Mr. SEYMOUR presented said Petition ; which was referred to the Committee on the Judiciary.

Mr. BULL presented the Petition of sundry inhabitants of St. Andrew's and St. George's Parishes, praying that a new road may be opened ; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. JOSEPH A. BLACK presented the Petition of Samuel Miles, praying for a pension ; which was referred to the Committee on Pensions.

Mr. GAILLARD presented the Account of Symmes & Bridwell, for public printing ; which was referred to the Committee on Claims.

Mr. GIBBS presented the Petition of L. B. Clark, a Constable for Union District, praying for compensation for dieting a prisoner and his guard till he could be put upon his trial; which was referred to the Committee on Claims.

Mr. PINCKNEY presented the Petition of Elizabeth Brown, daughter of the late Sergeant Jasper, praying for a Pension ; which was referred to the Committe on Pensions.

Mr. E. G. PALMER presented the Petition of the State Agricultural Society of South-Carolina, asking an appropriation to effect certain objects therein set forth ; which was referred to the Committee on Agriculture.

Mr. CARN, from the Committee oa Roads, Bridges and Ferries, made Reports,

On the Counter Petition of sundry citizens of Barnwell District, praying that the road leading from Augusta to Coosawhatchie may not be granted :

On the Petition of Thomas Nickols, praying the re-opening on an old road :

On the Petition of the Commissioners of Roads of St. Matthew's Parish, praying that the same rates of toll may be allowed at the Lake between Mc. Cord's Ferry and the high-lands, as are now paid at the Ferry ; and

On the Petition of James White, Trustee of Emeline Walkington, praying for a charter of the Jacksonborough Ferry ; which were ordered for consideration on Monday next.

Mr. CARN obtained leave to withdraw the Petition of George Walker, to be refunded the amount of a verdict and costs recovered against him as Superintendent of Public Works, presented to the House in 1842, and Mr. CARN presented said Petition; which was referred to the Committee on Internal Improvements.

Message No. 3 was received from His Excellency Governor HAM-

MOND, and read by BEAUFORD T. WATTS, Esq., transmitting a communication from Samuel Hoar, assuming to be the Agent of the State of Massachusetts, appointed under a resolution of that State, to collect and transmit information respecting the number and names of citizens of Massachusetts, who have heretofore been, or may be imprisoned, without the allegation of any crime; which, with the communication, was referred to the Committee on Federal Relations.

Mr. HUNT, from the Committee on the Judiciary, to whom was referred the Petition of the Pilots of the Bar and Harbor of Charleston, reported "a Bill to exempt the Pilots of the Bar and Harbor of Charleston from jury duty;" which was read the first time, and ordered to be read the second time on Monday next.

Mr. HUNT, from the same Committee, made Reports,

On the Presentments of the Grand Juries of Charleston and Kershaw, on the subject of granting compensation to State Witnesses:

On the Presentments of the Grand Juries of Orangeburg and Kershaw Districts, recommending an extension of the jurisdiction of Ordinaries, in the partition of real estate:

On the Petition of sundry citizens of Williston, praying an increased compensation for apprehending run-aways:

On the Presentments of the Grand Juries of Horry and Williamsburg, presenting the carrying of concealed weapons:

On the Presentment of the Grand Jury for Marlborough District, on the subject of giving farmers books in evidence; and

On the Presentment of the Grand Jury for Sumter District, respecting the hiring of their own time by female negroes, and recommending that pecuniry fines shall be decreased and the length of imprisonment increased; which were ordered for consideration on Monday next.

Pursuant to notice, and by leave of the House, Mr. HUNT introduced "a Bill to alter and amend the law on the subject of insolvent debtors, and for other purposes;" which was read the first time, and ordered to be read the second time on Monday next.

On motion of Mr. HUNT, the Committee on the Judiciary was discharged from the further consideration of sundry Memorials and a Petition from citizens of Greenville, and the Presentment of the Grand Jury of Greenville, for Fall Term, 1844, in relation to the mode of electing Electors of President and Vice-President of the United States, and of Governor of the State; and the same were referred to a Committee of the Whole House, to whom was referred a Resolution submitted by Mr. JOSEPH A. BLACK, on Wednesday last, on the same subject.

Mr. MIDDLETON submitted the following Resolution, which was considered immediately, and agreed to:

Resolved, That the Reading Clerk be directed to prepare a list of the Members of the House, arranged according to Congressional Districts, and to have the same printed for the use of Members, and also their Post Offices.

Pursuant to notice, and by leave of the House, Mr. J. H. KING introduced "a Bill to amend an Act regulating Hawkers and Pedlars, passed the 19th day of December, Anno Domini, 1843;" which was read the first time, and ordered to be read the second time on Monday next.

On motion of Mr. McCARTHY, the House then resolved itself into a Committee of the Whole House, Mr. PINCKNEY in the Chair, on so much of the Governor's Message No. 1, as relates to the Tariff, to Texas, and the

Abolitionists; and on Resolutions submitted by Messrs. MEMMINGER, DE SAUSSURE, FAIR, W. GILMORE SIMMS; and resolutions from the Senate, in relation to Federal Policy; and, after some time spent therein, the Speaker resumed the Chair, and

Mr. PINCKNEY, from the Committee of the Whole, reported that they had had the subjects committed to them under consideration, and had made progress therein, and asked leave to sit again on Tuesday next, at 1 o'clock, P. M.; which was granted.

On motion of Mr. PINCKNEY, the following Resolutions, submitted by Mr. McCARTHY, were referred to the Committee of the Whole House, and ordered to be printed:

Resolved, That we cordially respond to, and approve, the solemn truths and incontrovertible principles, contained in those portions of the Governor's Message referring to Federal Relations.

Resolved, That should we be disappointed in these pledges, the State does not in the slightest degree, by waiting events at present, waive her reserved rights, and her determination, in her sovereign capacity, promptly to protect her citizens in such an emergency.

On motion of Mr. PINCKNEY, the following Resolutions, submitted in Committee of the Whole by Mr. COLCOCK, were also referred to the Committee of the whole House, and ordered to be printed:

Resolved, That this Legislature is deeply impressed with the *solemn truths and sound doctrines* announced in the Message of his Excellency the Governor; but the people of this State having united *under one banner* with the Democratic Republican party in the recent Presidential canvass, for the purpose of giving those sovereign members of the Confederacy which profess our principles an unembarrassed opportunity to demonstrate their sincerity by *federal legislation:* And, as we are, therefore, willing to await the developement of the policy of the new administration, we deem it *inexpedient to take action on the subject,* content to abide, with patient but prepared vigilance, the issue of the promise of reform at present held out to us.

Mr. PERRIN submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That the Committee on Priviliges and Elections have leave of this House to send for persons and papers in pursuing the enquiry as to the contested election from St. Luke's Parish.

Pursuant to notice, and by leave of the House, Mr. YATES introduced "a Bill further to prevent the fraudulent packing and weighing of cotton;" which was read the first time, and ordered to be read the second time on Monday next.

Mr. LARTIGUE, from the Committee appointed to make arrangements for the College Commencement, on Monday next, made a Report; which was considered immediately, and agreed to.

Pursuant to notice, and by leave of the House, Mr. ORR introduced "a Bill to increase the powers and duties of the Court of Ordinary;" which was read the first time, and ordered to be read the second time on Tuesday next.

Pursuant to notice, and by leave of the House, Mr. MORDECAI introduced "a Bill to amend the attachment laws of this State;" which was read the first time, and ordered to be read the second time an Monday next.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of Howell Atkinson, and,

On the Petition of sundry citizens of Abbeville, praying for the opening of a new road, were ordered to *lie on the table.*

The following unfavorable Reports were considered and agreed to:

Report of the Committee on Pensions, on the Petition of Mary Alexander, and

The Report of the Committee on Internal Improvements on the Petition of sundry citizens of Lancaster and Chesterfield Districts, praying for an amendment of the Act of 1841, to prevent obstructions to the passage of fish up Lynche's Creek.

The Report of the Committee on Pensions, on the Petition of James Head, was agreed to, and ordered to be sent to the Senate for concurrence.

The Report of the Committee on the Public Printing, on the several proposals transmitted by the Clerks of the Senate and House of Representatives, was called for consideration, and on motion of Mr. JOSEPH A. BLACK, the Report was ordered *to lie on the table*, and the proposals were ordered to be printed.

Mr. JAMISON presented the Petition of David Houser, praying payment of a balance due to him under a contract with the Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

On motion of Mr. PHILLIPS, Ordered, that when this House adjourns, it shall be adjourned to meet at half past nine o clock, on Monday next.

On motion of Mr. GAILLARD. the house adjourned, at 30 minntes past 4 o'clock, P. M.

Monday, December 2, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Additional Member.—Mr. J. A. ALSTON, a member elect from All Saints, appeared, produced his credentials, was qualified, and took his seat.

The SPEAKER announced that Mr. GILBERT C. GEDDES is added to the Committees on Agriculture and Incorporations.

Mr. WATSON presented the Petition of sundry persons, for the appointment of a Magistrate for Edgefield District; which was referred to the Committee on District Offices and Officers.

Mr. GILES presented the Petition of sundry Citizens of York District, praying the establishment of a new place of Election; which was referred to the Committee on Privileges and Elections:

Also, the Return of the Commissioners of Free Schools for York District, for the year 1844; which was referred to the Committee on Education.

Mr. WARE presented the Return of the Commissioners of Free Schools for Greenville District, for the year 1844; which was referred to the Committee on Education.

Mr. ORR presented the Petition of the Commissioners of Roads of the second Regiment, for an alteration of the Road Law; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BARNES presented the Return of the Commissioners of Free School

for Lancaster District, for the year 1844; which was referred to the Committee on Education.

Mr. CRAWFORD presented the Petition of S. F. Gibson, praying a recharter of Mar's Bluff Ferry on the Great Pee Dee River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MEANS presented the Petition of J. W. Weir, John Thompson and others, praying for the opening of a new Road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. McMULLAN presented the Petition of a number of the Officers of the 21st Regiment of the South-Carolina Militia, praying the abolishment of Brigade Encampments; which was referred to the Committee on the Military.

Mr. HARDIN presented the Petition of sundry Citizens of York District, praying the Legislature to make it an indictable offence for men and women to live as husband and wife whilst they remain unmarried; which was referred to the Committee on Grievances.

On motion of Mr. HENRY, a Bill to alter and amend the 1st Section of the 3d Article of the Constitution, which had been read three times on three several days in each House of the General Assembly, and agreed to by both branches of the whole representation, at the last Session of the General Assembly of this State, was made the Special Order of the day for Thursday next at 1 o'clock P. M., in Committee of the Whole House.

The Senate sent to this House fer concurrence:

The Reports of the Committee on Claims,

On the Petition of the Hon. John B. O'Neall;

On the Petition of Dr. Berners B. Sams; and

On the Petition of R. G. Ferrell; which were severally referred to the Committee on Claims of this House:

Also, the Report of the Committee on the College, Education, and Religion, on so much of the Governor's Message, No. 2, as relates to the College Commancement; which was referred to the Committee on Education:

Also, the Report of the Joint Special Committee on Printing on the part of the Senate; which was ordered to *lie on the table.*

The Senate also sent to this House, a Resolution directing the Trustees of the College of Beaufort to lay before the Legislature an account of their proceedings in regard to the property granted to them by the Act of 1795, and also of all the property subsequently acquired, by escheat or otherwise; which was referred to the Committee on Education of this House.

Mr. J. H. KING presented the Counter Petition of Thomas H. Henderson, praying that Maybin's Bridge may not be re-chartered; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BULL presented the Return of the Commissioners of Free Schools for St. Andrew's, for the year 1844; which was referred to the Committee on Education.

Mr. LARTIGUE presented the Petition of Rev. Joseph J. Lawton, praying compensation for a Slave executed; which was referred to the Committee on Claims.

Mr. HOLLAND presented the Petition of sundry citizens of Edgefield District, praying that Caleb Mitchell may be appointed a magistrate:

Also, the Petition of sundry citizens of Edgefield District, praying that Scarborough Broadwater may be appointed a Magistrate, in place of John G. Dagnel; which were referred to the Committee on District Offices and Officers.

Mr. BECKHAM presented the Petition of sundry citizens of Chester Village, praying an amendment of the act of incorporation of said Village; which was referred to the Committee on Incorporations.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on so much of the Presentment of the Grand Jury of Edgefield District, as recommends a *per diem* allowance for Commissioners of Roads; which was ordered for consideration to-morrow.

Mr. ERVIN, from the Committee on Vacant Offices, reported, that the offices of Attorney General and Solicitors of the Southern and Northern Circuits are vacant; which Report was ordered *to lie on the table.*

Mr. J. G. W. DUNCAN submitted the following Resolution, which was referred to the Committee of the whole House, to whom was referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas, and to the Abolitionists; and was ordered to be printed:

Resolved, That although we heartily concur in so much of the Governor's Message as relates to the Tariff, Texas, Abolition, and the importance of prompt and immediate resistance to the influence and inroads, especially of the latter; and, although we regard it a document evincing the highest order of ability and patriotism, and as altogether worthy of being read and cultivated by every *true* Carolinian, simply upon the grounds for unanimity of feeling and concert of action—broadly denying the existence of any solemn pledge to Northern democracy: we, therefore, recommend, that the further consideration of the same be postponed until the first day of December, 1845: Provided, that from and after the first day of April next, the inaugural address of the next President, and the selection of the new Cabinet, be such as to justify the hope that our grievances (now too heavy and long endured) will be redressed; or, if otherwise, (and such a result is greatly to be apprehended,) that His Excellency the Governor of this State, be authorized to convoke forthwith the Legislature, for the purpose of deciding what mode of resistance should then be pursued by South-Carolina,–distinctly remembering, that equal rights, justice and freedom, require great caution to protect, and great firmness to defend them; and that henceforward, our motto—equal rights, low duties, separation from banks, the annexation of Texas, and we would add, *death* to abolition—must be respected and maintained, totally regardless of cost or effort. We profess to be sick and tired of pledges to resist the Tariff, *unredeemed;* and whenever the necessity for resistance shall come, which is now visible in the distance, and we fear will assuredly be ushered forth with the ides of March neqt, we will first *strike* and then pledge ourselves to continue *striking*, even to the extermination of our race, or restore the Constitution, the intended palladium of our rights, to its rightful force and purity.

On motion of Mr. WARE, a Message was ordered to be sent to the Senate, proposing to that House to go into the election for Master in Equity for Charleston District, and Commissioners in Equity for the Districts of Greenville, Colleton, Horry, Lexington, Laurens, Marion, Newberry, Spartanburg, and Union, to-morrow, at 12 o'clock, M.

On motion of Mr. ERVIN, "Williamsburg" was stricken out of the Report of the Committee on Vacant Offices, submitted to the House on Friday last.

Mr. HOLLAND submitted the following Preamble and Resolution, which were ordered to be considered immediately, and werd referred to the Edgefield Delegation:

Whereas, The Poor House in Edgefield District is situated in an unhealthy position, almost destitute of fire-wood, very badly watered, and located where

the land on which it stands can be readily sold for a fair price. *Therefore,*

Be it Resolved, That the Commissioners of the Poor for Edgefield District, are hereby authorized and empowered to sell the land on which their Poor House is situated, on such credits and other terms as to them shall seem best for the public interest, and invest the proceeds thereof in other lands, and in building Poor Houses in such other place as they may think best for the health and comfort of the poor, and for the interest of the District.

On motion of Mr. SIMONS,

Resolved, That it be referred to the Committee on the Military to enquire and report upon the expediency of preparing and erecting certain buildings for the protecting and safe keeping of certain field pieces belonging to the Charleston Regiment of Artillery.

On motion of Mr. J. M. WALKER,

Resolved, That it be referred to the Committee on the Judiciary to consider and report on the expediency of establishing district penitentaries for the punishment of criminals.

On motion of Mr. LARTIGUE, the House then joined the Procession in front of the Capitol, and attended the exercises of the Commencement of the South-Carolina College.

The Speaker resumed the Chair.

Pursuant to notice, and by leave of the House, Mr. JOSEPH A. BLACK introduced "a Bill to provide for the election in this State of Electors of President and Vice President of the United States by the People;" which was read the first time, and ordered to be read a second time to-morrow.

Mr. MIDDLETON submitted the following Preamble and Resolutions, which were read and referred to the Committee of the Whole House, to whom had been referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas, and to the Abolitionists; and ordered to be printed:

Whereas, this General Assembly entertains a settled conviction, that the first clause of the 8th section of the first article of the Constitution of the United States, has been repeatedly and grossly perverted from its true intent and meaning, and that thereby grievous wrong has been inflicted upon the good people of this State, and of the United States. And *whereas,* all of the implied pledges given by the Act of March, 1833, commonly called the Compromise Act, have been so glaringly violated by the passing of an Act, many of the provisions of which are prohitory in their character, and oppressive to the people. And *whereas,* it is apparent that there exists in many of the States of this Confederacy combinations of men, whose declared object it is to destroy the property and subvert the social arrangements of the slaveholding States, by the combined influence of abolition excitement, and a system of taxation grossly unequal and sectional in its operation:

Be it therefore Resolved, That we regard the Tariff Act of 1842 as a breach of faith, a violation of the Constitution, and an infringement of the rights and interests of the people.

2d. *Resolved,* That we deem the avowed design on the part of combinations of individuals to interfere with our domestic institutions, to be dangerous to our interests, to be a violation of our rights, and to be destructive of the vital principles of that Union which our fathers formed, and to which we are attached by a sense of common interest, and a love for the glory of the American name.

3d. *Resolved,* That we deem it becoming to consult with our co-States,

having in these matters interests in common with ourselves, as to the course it may be expedient for us to take in order to avert impending dangers, to redress our grievances, to secure our rights, and vindicate the Constitution.

4th. *Resolved*, That his Excellency the Governor be requested to enter into communication with the Governors of the States of Maryland, Virginia, Kentucky, Missouri, Arkansas, Tennessee, Louisiana, Mississippi, Alabama, Georgia, and North-Carolina, and that he request, that the above Resolutions be laid before the Legislatures of those States.

On motion of Mr. HENRY, the House reconsidered the vote taken this day, ordering the "Bill to alter and amend the first section of the third article of the Constitution," to be made the order of the day for Thursday next, at 1 o'clock, P. M., in Committee of the whole House; and said Bill was read the first time, and made the order of the day for Thursday next, at 1 o'clock P. M., in Committee of the Whole House.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Account of James L. Orr:

On the Petition of Edmund Jones, and A. W. Jones, representatives of John Jones:

On the Petition of R. G. Ferrell:

On the Account of C. H. Allen:

On the Petition of Mary Thorn:

On the Account of the Clerk of the Court of Appeals, at Columbia: and

On the Petition of Harmon Garrett; which were ordered for consideration to-morrow.

On motion of Mr. HERNDON, the Committee on Claims was discharged from the consideration of the Account of R. G. Barnwell, and the same was referred to the Committee on Accounts.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to amend an Act concerning the Public Works, passed on the eighteenth day of December, one thousand eight hundred and twenty-nine, was read the second time, and ordered to be sent to the Senate.

The following favorable Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee of Ways and Means, on the Abstract of expenditures by the City Council of Charleston for the transient poor:

Reports of the Medical Committee,

On the Account of Dr. J. W. Tarrant:

On the Account of Dr. James O. Hagood:

On the Account of Dr. L. C. Duncan.

On the Account of Dr. J. W. Tarrant:

On the Acconnt of Dr. J. E. Bignon:

On the Account of Dr. Peter Porcher:

On the Account of Dr. Thomas Teague: and

On the Account of Dr. W. S. Johnson.

"A Bill to amend An Act entitled An Act to incorporate a Provident Institution for Savings in the City of Charleston," was read by its title, and referred to the Committee on Incorporations.

The following Bills were read by their titles, and referred to the Committee on the Judiciary:

"A Bill to amend An Act to amend the Act of 1798, commonly called

the Prison Bounds Act, passed the 19th of December, 1833, and for other purposes:"

"A Bill to alter the time of holding the terms of the City Court of Charleston, and for other purposes:"

"A Bill to amend the attachment laws of this State:"

"A Bill further to prevent the fraudulent packing and weighing of cotton:"

"A Bill to amend An Act regulating Hawkers and Pedlars, passed the 19th day of December, Anno Domini, 1843;" and

"A Bill to alter and amend the laws on the subject of insolvent debtors, and for other purposes."

The following Reports were considered and agreed to:

Reports of the Committee on Roads, Bridges and Ferries:

On the Counter Petition of sundry citizens of Barnwell District, praying that the road leading from Augusta ta Coosawhatchie may not be changed:

On the Petition of Thomas Nickols; and

On the Petition of the Commissioners of Roads of St. Matthew's Parish, praying that the same rates of toll may be allowed at the Lake between McCord's Ferry and the highlands, as are paid at the ferry:

Reports of the Committee on the Judiciary,

On the Petition of sundry citizens of Williston, praying an increased compensation for apprehending run-aways; and

On the Presentment of the Grand Jury of Sumter District, respecting the hiring their own time by female negroes, and the proportions of fines and imprisonment.

The following Reports were ordered to *lie on the table*, and to be printed:

Reports of the Committee on the Judiciary,

On the Presentments of the Grand Juries of Charleston and Kershaw Districts, on the granting of compensation to State witnesses:

On the Presentments of the Grand Juries of Orangeburg and Kershaw Districts, on the jurisdiction of Ordinaries:

On the Presentments of the Grand Juries of Horry and Williamsburg Districts, presenting the carrying of concealed deadly weapons; and

On the Presentment of the Grand Jury of Marlborough District, on the subject of giving Farmers' books in evidence.

The Report of the Committee on Roads, Bridges, and Ferries, on the Petition of James White, trustee of Emeline Walkington, praying for a charter of the Jacksonborough Ferry, was ordered *to lie on the table*.

On motion of Mr. READ,

Resolved, That it be referred to the Committee on Roads, Bridges and Ferries, to enquire into the expediency of amending the 11th section of the Act of 1825, so as to make it obligatory on all persons holding slaves liable to Road duty, to make returns of such at a given time and place, or else to empower the different Boards of Commissioners to appoint warners, whose duty it shall be to give notice to the parties to make such returns.

The SPEAKER laid before the House the Annual Report of the Comptroller General, which was referred to the Committee of Ways and Means, and ordered to be printed.

On motion of Mr. E. G. PALMER,

Resolved, That the Supplementary Report of Edmund Ruffin, the late Agricultural and Geological Surveyor, and the Report of Dr. Vanuxem, former Geological Surveyor of this State, be published.

Mr. BROWN obtained leave to withdraw the Accounts of Drs. Hagood

and Duncan, presented to this House, at the last Session of the General Assembly.

The following Message was received from the Senate:

IN THE SENATE, December 2, 1844.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, proposing to go into a ballot to-morrow, at 12 o'clock, M., for Commissioners in Equity for the Districts of Greenville, Colleton, Horry, Lexington, Laurens, Marion, Newberry, Spartanburg and Union, and immediately thereafter, for Master in Equity for Charleston District.

By order of the Senate:

ANGUS PATTERSON, *President.*

Pursuant to notice, and by leave of the House, Mr. HUNT introduced "a Bill to alter the law on the subject of bail;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. SHINGLER gave notice, that he will ask leave to-morrow, to introduce "a Bill to increase the pay of grand and petit jurors."

On motion of Mr. PHILLIPS,

Ordered, That when this House adjourns, it shall be adjourned to meet at 11 o'clock, A. M., to-morrow.

Mr. FAIR presented the Petition of "The Erskine Cadets," praying to be furnished with public arms; which was referred to the Committee on the Military.

On motion of Mr. J. H. KING,

Resolved. That the Committee on Grievances be instructed to enquire into the expediency of appointing an officer with a suitable salary to measure and brand all bolts or rolls of Kentucky cotton-bagging, before it shall be sent out by the merchants of Charleston, either by sale or on consignment.

Mr. READ presented the Petition of E. Waterman, praying payment for advertising notices of elections for Georgetown District; which was referred to the Committee on Claims.

On motion of Mr. ORR, the House adjourned, at 6 minutes past 3 o'clock, P. M.

Tuesday, December 3, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. BULL presented the Memorial of the people of St. Andrew's Parish, praying that certain privileges asked for by the City Council of Charleston, in a Memorial to erect a bridge across the Ashley River, and for other purposes, be not granted; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. READ presented the Report of the Commissioners of the Poor for Georgetown District, on the disbursements of the transient poor fund:

Also, the Petition of the Commissioners of the Poor for Georgetown District. praying the usual appropriation; which were referred to the Committee of Ways and Means.

Mr. CARN presented the Memorial of Jacob Stevens, touching the St.

Bartholomew's contested election; which was referred to the Committee on Privileges and Elections.

Mr. JOHNSON presented the Petition of Carlos Tracy, a minor, praying leave to apply for permission to practice in the Courts of this State; which was referred to the Committee on the Judiciary.

Mr. PORTER obtained leave to withdraw the Petition of Joseph Baker, praying compensation for services rendered during the Revolutionary war, presented in 1824, and also the accompanying documents.

Mr. HERNDON, from the Special Joint Committee charged with the duty of recommending suitable persons as Electors of President and Vice President of the United States, made a Report recommending the following gentlemen:

F. H. ELMORE,
F. W. PICKENS,
I. D. WITHERSPOON,
H. C. YOUNG,
T. W. HUEY,
J. B. SKIPPER,
LEMUEL BOOZER,
WILLIAM CAIN, and
R. DeTREVILLE;

which Report was ordered *lie on the table.*

The following Message was received from the Senate, and ordered *to lie on the table*:

IN THE SENATE, December 3, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House to go into a ballot for Electors of President and Vice President of the United States this day, at 1 o'clock.

By order of the Senate:

ANGUS PATTERSON, *President.*

A Message was then ordered to be sent to the Senate, proposing to that House to go into a ballot for the said Electors this day at half past 12 o'clock.

Mr. MIDDLETON, from the Committee on Internal Improvements, made the following Reports, which were ordered for consideration tomorrow:

On so much of the Presentment of the Grand Jury of Lexington District as relates to fish sluices:

On a Resolution directing them to enquire into the expediency of abolishing the office of Superintendent of Public Works; and

On the Report of the Superintendent of Public Works.

On motion of Mr. SEYMOUR, a Message was ordered to be sent to the Senate, asking, that the Senate will return to this House, the Report of the Committee on Claims of this House, on the Petition of T. W. Johnson, together with the Petition.

Mr. HUNT, from the Committee on the Judiciary, to whom was referred a Resolution, requesting the Committee to enquire into the expediency of extending the term of office, and reducing the salary of the State Reporter, introduced "A Bill to extend the term of office of State Reporter," which was read the first time, and ordered to be read a second time to-morrow.

Mr. MILLER submitted the following Resolution, which was referred to the Committee on Privileges and Elections:

Resolved, That a new place of Election be established in Pendleton District, at P. J. Miller's, and that George Cherry, Andrew Pickens and P. J. Miller be appointed Managers.

On motion of Mr. JOSEPH A. BLACK, the Report of the Special Joint Committee of the House of Representatives and Senate on the public printing was *taken up*.

On motion of Mr. MIDDLETON, Ordered, that a Message be sent to the Senate, proposing to re-commit the Reports of the Special Joint Committee on public printing to the same Committee, and that the Committee be instructed to make a separate contract with a Printer to execute the printing of this House exclusively.

The Senate then attended and joined the House in ballot for Commissioners in Equity for Greenville, Colleton, Horry, Lexington, Laurens, Marion, Newberry, Spartanburg and Union.

The following Message was received from the Senate :

IN THE SENATE, Dec. 3, 1844.

Mr. Speaker and Gentlemen
of the House of Representatives :

Senate concurs in the Message from your House, proposing to go into a ballot for Electors of President and Vice President of the United States, this day, at half past 12 o'clock.

By order of the Senate.

ANGUS PATTERSON, *President*.

The SPEAKER laid before the House the annual Report of the President and Directors of the Bank of the State of South-Carolina; which was referred to the Committee of Ways and Means, and ordered to be printed.

The Senate attended and joined the House in a ballot for Master in Equity for Charleston District; and, immediately after, for Electors of President and Vice President of the United States.

Mr. CRAWFORD, from the Committee appointed to count the ballots given for Master in Equity for Charleston, reported, that Edward R. Laurens received 104 votes, which was a majority of the ballots cast, and that he is, consequently, elected.

Mr. CAREW submitted the following Resolutions, which were ordered for consideration immediately, were read, and referred to the Committee of the Whole House, to whom was referred so much of the Governor's Message No. 1 as relates to the Tariff, Texas and the Abolitionists; and the Resolutions were ordered to be printed.

1. *Resolved*, That this Legislature is deeply impressed with the important truths and sound doctrines announced in the Message of His Excellency the Governor, and concur generally with him in the views expressed on the subjects of Texas, Abolitionism and the Tariff.

That the State of South-Carolina takes the deepest interest in the annexation of Texas to this Federal Union, because it is essential to preserve the peace and permanent independence of the confederacy, and must result in advancing the ultimate prosperity of the whole country.

Resolved, That the collateral issues which have arisen in the progress of the Texas negotiation, by the official communication of Lord Ab rdeen to the Federal Government, dated Dec. 26th, 1843, in which he announces "that Great Britain desires and is constantly exerting herself to procure the

general abolition of slavery throughout the world," are of such a nature as to make the annexation of Texas a vital and paramount question to the people of South-Carolina.

Resolved, That in that portion of His Excellency the Governor's Message, which relates to the Tariff Act of 1842, this General Assembly recognizes a true history of the oppressions and wrongs inflicted by the Protective Legislation of Congress upon the people of South-Carolina,—that they regard the Tariff of 1842 as not only unconstitutional, but as more exhorbitant and intolerable in its exactions upon her industry, and more destructive of her rights and prosperity, than that of 1828, which was made null and void within her limits; and that the signal overthrow of its authors and the success of the Democratic Republican Party, in the late Presidential election, has taken place under such circumstances, as gives her a just right to expect, that the Tariff will, at the earliest practicable moment, be reduced to a revenue standard, graduated by the wants of an economical administration of the Government, according to the principles of the Compromise Act of 1833.

Resolved, That although never more sensible of their grievances, nor more deeply impressed with her duty to protect her people from unconstitutional oppression, this State forbore, during the recent eventful struggle, to redeem the Constitution by any act which might weaken or embarrass those who were thus engaged, and burying, for the time, all sense of injury, joined with all her energies in the common cause; and that under these circumstances she deems it but due to the administration thus endowed with the power of the General Government, to entertain a becoming confidence that from its wisdom, patriotism and sense of justice, we may surely look for a speedy removal of our grievances, and to await with a reasonable forbearance for the developement of its action to that end.

Resolved, That should these just expectations be disappointed, the State does not by thus waiting events at present, in the slightest degree waive her reserved right, in her sovereign capacity, to adopt such measures to restore the Constitution and redress the wrongs of her people, as, in their opinion, may be due to themselves and their posterity.

On motion of Mr. JOSEPH A. BLACK, the special order for this day at 2 o'clock, P. M., in Committee of the Whole House, was discharged, and the Memorials, Petition and Presentment of the Grand Jury of Greenville, recommending a change in the mode of electing Electors of President and Vice President of the United States and Governor of the State, together with a Resolution submitted by Mr. JOSEPH A. BLACK on the same subject, were made the special order of the day for to-morrow, at 1 o'clock, in Committee of the Whole House.

The House then resolved itself into a Committee of the Whole House, Mr. PINCKNEY in the Chair, on so much of the Governor's Message No. 1, as relates to the Tariff, to Texas, and the Abolitionists, and sundry Resolutions submitted by Messrs. MEMMINGER, DESAUSSURE, FAIR, W. GILMORE SIMMS, M'CARTHY, COLCOCK, J. G. W. DUNCAN, MIDDLETON, and CAREW, and Resolutions, from the Senate, on Federal Policy; and after some time spent therein,

The SPEAKER resumed the Chair, and Mr. PINCKNEY, from the Committee of the Whole, reported that they had had the subjects committed to them under consideration, and had made progress therein, and asked leave to sit again to-morrow at 2 o'clock, P. M., which was granted.

Mr. DESAUSSURE presented the Report of the Regents of the Lunatic

Asylum; which was referred to the Committee on the Lunatic Asylum, and ordered to e printed.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On the Petition of Wm. R. Clanton, praying a change of his name:

On the Presentments of the Grand Jury of Richland, on the keeping open tipling houses on the Lord's day—recommending an increase in the pay of jurors; and on the keeping of ten pin alleys in Columbia:

On the Presentment of the Grand Jury of Darlington, recommending an increase in the jurisdiction of the Ordinary:

On the Presentments of the Grand Juries of Marion and Darlington, on the carrying of concealed weapons: and

On the Petition of sundry citizens of York District, for the passage of a law making it an indictable offence for unmarried men and women to cohabit and live together; which were ordered for consideration to-morrow.

Mr. J. G. W. DUNCAN, from the Committee appointed to count the ballots given for Electors of President and Vice President of the United States, reported, that F. H. ELMORE, F. W. PICKENS, I. D. WITHERSPOON. H. C. YOUNG, T. W. HUEY, J. B. SKIPPER, L. BOOZER, WILLIAM CAIN, and R. DeTREVILLE, were elected.

Mr. CHANDLER, from the Committee appointed to count the votes given for Commissioners in Equity, reported, that L. J. Jones is elected for Newberry, T. O. P. Vernon for Spartanburg, A. Campbell for Colleton, James Beaty for Horry, Thomas Evans for Marion, and T. P. Butler for Greenville; and that no candidate had received a majority for the Districts of Union and Laurens.

Mr. HENRY submitted the following Resolutions, which were considered immediately and agreed to:

Resolved, That the Committee on the Library be instructed to inquire which of the law books, if any, belonging to the Legislative library, can, advantageously, be transferred to the Library appropriated to the use of the Judges.

Resolved, That the Committee of Ways and Means be instructed to inquire into the expediency of introducing into the Appropriation Bill an appropriation of dollars to enable the Judges and Chancellors to add to their official Library such books as they may deem necessary to the proper administration of justice.

The House then proceeded to the consideration of the

GENERAL ORDERS.

"A Bill to exempt the pilots of the bar and harbor of Charleston from Jury duty," was read the second time and ordered to be sent to the Senate.

The following Bills were read by their titles and referred:

"A Bill to increase the powers and duties of the Court of Ordinary," and

"A Bill to alter the law on the subject of bail," were referred to the Committee on the Judiciary.

"A Bill to provide for the election in this State, of Electors of President and Vice President of the United States, by the people," was referred to the Committee on Federal Relations.

An unfavorable Report of the Committee on Roads, Bridges and Ferries on so much of the Presentment of the Grand Jury of Edgefield, as recommends a *per diem* allowance for Commissioners of Roads, was considered and agreed to.

The following favorable Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims, on the Account of James L. Orr:

On the Petition of Edmund Jones and A. W. Jones, representatives of John Jones:

On the Petition of R. G. Ferrell:

On the Account of C. H. Allen:

On the Petition of Mary Thorn:

On the Account of the Clerk of the Court of Appeals at Columbia, and

On the Petition of Harman Garrett.

On motion of Mr. CARN, Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow.

Mr. BROWN presented the Return of the Commissioners of Free Schools for Barnwell District:

Mr. JOSFPH A. BLACK presented the Return of the Commissioners of Free Schools for Richland District, for the year 1844; and

Mr. E. G. PALMER presented the Return of the Commissioners of Free Schools for Fairfield District, for 1844; which were severally referred to the Committee on Education.

Pursuant to notice, and by leave of the House, Mr. SHINGLER introduced "A Bill to increase the compensation of Grand and Petit Jurors;" which was read the first time and ordered to be read the second time to-morrow.

Mr. HUNT presented the following Resolutions, which were read, and referred to the Committee of the whole House, to whom was referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists; and the Resolutions were ordered to be printed:

Resolved, That the State of Texas is a free and sovereign State, with full power to enter into any compact which her people may deem best calculated to promote their permanent welfare.

Resolved, That it is the right and duty of the United States to obtain the consent of the people of Texas to a re-annexation of that Territory to this Union on the same footing as the other territories of this Republic; and thereupon to adopt the necessary forms to effect the same without unnecessary delay.

Resolved, That any interference, on the part of any State or power to delay or hinder such compact of re-annexation, will be against right, and ought to be met and resisted as an unjustifiable aggression upon the sovereign rights of these United States and of the Independent State of Texas.

Resolved, That, in the opinion of South-Carolina, the attempt of any transatlantic power to obtain territorial possession of any part of the Continent of North-America, not now rightfully occupied by such power, must be regarded by the United States of America as inconsistent with their peace and security, and as such, ought to be resisted as an act of hostility.

Resolved, That the United States of America regard a republican form of government as alone compatible with the rights and interests of mankind: That it is important to the permanency of our own institutions and government, that no other form of government be established on the Continent of North-America: That these United States ought, as far as it can be done without violating the faith of the nation and the comity due to foreign powers, to use its best endeavors to prevent the establishment of any other form of government on said continent.

Resolved, That the above Resolutions be transmitted to our Senators and Representatives in Congress, with a request to lay the same before their respective Houses.

Mr. J. H. KING presented the Petition of the board of Commissioners and other citizens of Newberry District, praying an amendment of the "Hawkers and Pedler's Act" of 19th December, 1843; which was referred to the Committee on the Judiciary.

On motion of Mr. CANNON, the House adjourned at 50 minutes past 3 o'clock, P: M.

Wednesday, December 4, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following Message was received from the Senate, which was ordered *to lie on the table.*

IN THE SENATE, December 4, 1844.

Mr. Speaker and Gentlemen,
of the House of Representatives:

Senate proposes to your House, to go into a ballot for Commissioners in Equity for the Districts of Laurens and Union, this day, at 1 o'clock.

By order of the Senate:
ANGUS PATTERSON, *President.*

The Senate sent to this House for concurrence,

A Resolution, providing for appointing Managers of Elections for York District; which was referred to the Committee on Privileges and Elections of thi House.

Mr. SEYMOUR presented the Account of J. N. Cardozo, for public printing; also,

The Account of the Charleston Mercury, for public printing; which were referred to the Committee on Claims.

The SPEAKER laid before the House, a communication from the Attorney General, transmitting a volume of the Report of the pleadings, arguments and opinions of the Court, in the cases of the Bank of South-Carolina, and the Bank of Charleston, on proceedings against them for suspending specie payments; which, with the volume, was referred to the Committee on the Judiciary.

On motion of Mr. MIDDLETON, a Message was ordered to be sent to the Senate, asking leave of that Body to recommit the Report of the Special Joint Committee on the Public Printing, for the purpose of dividing the printing of the two Houses.

Mr. HAIGLER presented the Return of the Commissioners of Free Schools for St. Matthew's Parish, for the year 1844: which was referred to the Committee on Education.

Mr. IRBY presented the Petition of sundry citizens of Laurens, praying that a new road may be opened; which was referred to the Committee on Roads, Bridges and Ferries:

Also, the Petition of the Members of the Poplar Spring Church, praying a renewal of their Charter; which was referred to the Committee on Incorporations.

Mr. SIMONS presented the Petition of Bernard E. Bee, praying relief in a certain case; which was referred to the Committee on Education.

Mr. JOEL SMITH presented the Petition of sundry citizens of Abbeville District, praying for a new place of Election at Speed's Muster Ground; which was referred to the Committee on Privileges and Elections:

Also, the Petitions of sundry citizens of Abbeville District, praying the appointment of additional Magistrates for said District; and

Mr. GARY presented the Petition of sundry citizens of Abbeville District, praying that John F. Clinkscales be appointed a Magistrate for said District; which was referred to the Abbeville Delegation.

Mr. JAMISON presented the Return of the Commissioners of Free Schools for Orange Parish, for the year 1844; which was referred to the Committee on Education.

Mr. BROWN presented the Petition of William B. Villard, praying compensation for the developement of the Agricultural Resources of South-Carolina; which was referred to the Committee on Agriculture.

Mr. MIDDLETON presented the Petition of Samuel Kirton, praying for a Charter of Lynche's Creek Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CHARLES WILLIAMS obtained leave to withdraw the Petition of Robert Hann.

Mr. BROOKS presented the Petition of sundry citizens of Edgefield District, praying the appointment of a Magistrate; which was referred to the Committee on District Offices and Officers:

Also, the Account of William F. Durisoe, against the State, for public printing; which was referred to the Committee on Claims.

Mr. HERNDON presented the Petition of Dr. Samuel E. Goss, praying compensation for Medical services rendered the State, in examining a lunatic pauper; which was referred to the Medical Committee.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry inhabitants of St. Luke's Parish, praying the repeal or modification of the 14th section of the Road law of 1843; also, a Resolution, directing enquiry on the same subject:

On the Petition of the Commissioners of Roads of 2d Regiment, for an alteration of the road law: and

On a Resolution, directing an enquiry into the propriety of amending the 11th section of the Road Act of 1825; which were severally ordered for consideration to-morrow.

Mr. JAMISON, from the Committee on the Military, made Reports,

On the Petition of sundry citizens of Richland District, praying the abolishment of the Military Academy, at Columbia:

On the Petition of sundry citizens of Barnwell District, praying an amendment of the law in relation to Courts Martial:

On a Resolution instructing the Committee to report upon the expediency of exempting Commissioners of Roads from militia duty during the terms of their appointment:

On the Petition of sundry officers of the 9th Brigade, praying that Brigade Encampments and petit musters be abolished, and that Regimental Encampments be substituted in their stead: and

On a Resolution instructing the Committee to enquire into the expediency

of purchasing two stands of colors from A. B. Flemming, for the use of the State; which were ordered for consideration to-morrow.

Mr. BROOKS, from the Edgefield Delegation, made a Report on a Resolution proposing to sell the land on which the Poor-houses are built in Edgefield; which was ordered for consideration to-morrow.

Mr. BAUSKETT, from the Committee on Incorporations, made a Report on "a Bill to amend an Act to incorporate a Provident Institution for Savings in the City of Charleston; which was ordered for consideration to-morrow.

Mr. BAUSKETT, from the same Committee, to whom was referred the Petition of sundry citizens of Charleston, praying the renewal of an Act for incorporating the Union Insurance and Trust Company, reported "a Bill to amend an Act entitled an Act to revive and amend an Act entitled an Act to incorporate the Union Insurance and Trust Company; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. BAUSKETT, the Committee on Incorporations was discharged from the consideration of the Petition of sundry citizens of Edgefield, praying the appointment of a Magistrate; and the same was referred to the Edgefield Delegation.

Mr. ERVIN, from the Committee on Vacant Offices, reported that the offices of Treasurer of the Upper Division, and Superintendent of Public Works, are vacant; which Report was ordered *to lie on the table.*

Mr. HENRY, from the Committee on District Offices and Officers, made Reports,

On the Petition of sundry Citizens of Barnwell, praying that the election of Commissioners in Equity shall be given to the people:

On the Presentment of the Grand Jury of Marlborough District, respecting the mode of weighing Cotton:

On the Presentment of the Grand Jury of Edgefield, recommending an increase of the Commissioners of the Poor:

On the Petition of the Commissioners of the Poor for St. Matthew's Parish, praying a compilation and distribution of the Poor Laws: and

On the Presentments of the Grand Juries of Horry and Darlington, respecting the registry of the Bonds of Public Officers; which were ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report, on the Petitions of sundry citizens, and the Presentment of the Grand Jury of Marion, praying an appropriation to improve the navigation of Little Pee Dee River; which was ordered for consideration to-morrow.

Mr. McMULLAN, from the Committee on Pensions, made Reports,

On the Petition of Frances E. Reeves:

On the Petition of Mary Laird:

On the Petition of Elias Hollingsworth:

On the Petition of James Miles:

On the Petition of Nancy Chapman: and

On the Petition of Elizabeth Brown, daughter of the late Sergeant Jasper; which were ordered for consideration to-morrow.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Petition of Joseph J. Lawton:

On the Petition of G. B. Locke:

On the Petition of Kinloch, Phillips & Co.:

On the Account of A. S. Willington & Co.: and

On the Petition of Thomas Montgomery; which were ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. WILLIAM C. BLACK introduced "a Bill to extend the jurisdiction of Magistrates, in cases arising upon contracts;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. HENRY submitted the following Resolutions, which were read, considered immediately, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of so changing the law, as to give Complainants in Equity the right to examine the Defendants in open Court upon all the matters alleged in the Bill and Answer.

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency and policy of so changing the law in regard to Courts of Equity, as to dispense with the necessity of having but one Chancellor in the State, and further to provide for and assign to the other *now* Chancellors their future judicial duties.

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of changing the law, so that the execution of white criminals hereafter may be carried into effect in private, in all cases whatsoever.

The House then resolved itself into a Committee of the Whole House, Mr. PERRIN in the Chair, on sundry Memorials, Petitions, Presentments and Resolutions, proposing a change in the mode of electing Electors of President and Vice President of the United States, and of Governor of the State; and after some time spent therein, the Speaker resumed the Chair; and Mr. PERRIN, from the Committee of the Whole, reported, that they had had the subjects committed to them under consideration, and had made progress therein, and asked leave to sit again to-morrow at 1 o'clock P. M., which was granted.

Mr. J. H. KING submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of requiring the Chancellors in Equity to hold Court, during the whole term now allowed by law, to each District.

On motion of Mr. ORR, a Message was ordered to be sent to the Senate, proposing to go into an election for Treasurer of the Upper Division to-morrow, at half-past 12 o'clock.

Mr. JOHNSON submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the present session of the General Assembly be adjourned on Monday, the 16th of December, instant,

Mr. BROOKS submitted the following Resolution, which was agreed to, and ordered to be sent to the Senate for concurrence:

Whereas Horse Creek, in Edgefield District, has been declared a navigable stream by Act of the Legislature; therefore,

Resolved, That Darling G. Walker, Joseph Hightower, Britton Mims, and James Jones be appointed Commissioners on the part of the State to superintend and keep open and free from obstructions the said Horse Creek.

On motion of Mr. READ,

Resolved, That it be referred to the Committee on Roads, Bridges and Ferries to enquire into the expediency of authorising the Board of Commis-

sioners of Roads to appropriate, from the funds of the Board, compensation to warners who may be employed in the public service.

On motion of Mr. CHANDLER,

Resolved, That the Military Committee enquire into the propriety of exempting ministers of the Gospel, who have pastoral charges, from the performance of patrol duty, except in cases of invasion or domestic insurrection, and that they report by Bill or otherwise.

Mr. WILSON, from the Committee on Colored Population, to whom had been referred the Petition of James Jones, reported "a Bill to permit James Jones to bring back into the State a certain slave;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Report of the Committee on Claims of the Senate, on the Petition of Dr. B. B. Sams; and

On the Memorial and Petition of W. F. Pearson, praying compensation for services rendered the State in taking a census of Fairfield District; which were ordered for consideration to-morrow.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

"On a Bill to alter the time of holding the terms of the City Court of Charleston:

On "a Bill to amend the attachment laws of this State: and

On "a Bill to alter and amend the laws on the subject of insolvent debtors, and for other purposes;" which Reports were ordered for consideration to-morrow.

On motion of Mr. WILLIAMS, the House then resolved itself into a Committee of the whole House, Mr. PINCKNEY in the Chair, on so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists, and Resolutions from the Senate on Federal Policy; and after some time spent therein,

The SPEAKER resumed the Chair, and Mr. PINCKNEY, from the Committee of the Whole, reported that they had had the subjects committed to them under consideration, and had made progress therein, and asked leave to sit again to-morrow at 2 o'clock, P. M., which was granted.

Mr. MEMMINGER presented the Petition of sundry citizens of Charleston, praying for the incorporation of a Mercantile Library Association; which was referred to the Committee on Incorporations.

Mr. O'HANLON presented the Petition of Dr. D. W. Ray, praying compensation for a *post mortem* examination, in obedience to the requisition of a Coroner's Jury; which was referred to the Medical Committee.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Internal Improvements,

On so much of the Presentment of the Grand Jury of Lexington, as relates to fish sluices; and

On a Resolution, directing the Committee to enquire into the expediency of abolishing the office of Superintendent of Public Works:

Reports of the Committee on the Judiciary,

On the Petition of William R. Clanton:

On the Presentments of the Grand Jury of Richland, as to keeping open

tipling houses on the Lord's day, increasing the pay of Jurors, and keeping ten pin alleys in Columbia:

On the Presentment of the Grand Jury of Darlington, as to the jurisdiction of the Ordinary:

On the Presentments of the Grand Juries of Marion and Darlington, on the carrying of concealed weapons; and

On the Petition of sundry citzens of York District, praying the passage of a law to make it an indictable offence for unmarried men and women to cohabit and live together.

"A Bill to extend the term of office of State Reporter," was read the second time, and ordered to be sent to the Senate.

The Report of the Committee on Internal Improvements on the Report of the Superintendent of Public Works, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

"A Bill to increase the compensation of Grand and Petit Jurors," was read by its title, and referred to the Committee on the Judiciary.

On motion of Mr. PERRIN,

Ordered, That when this House adjourns, it shall be adjourned to meet at 11 o'clock, A. M., to-morrow.

On motion of Mr. WILLIAMS, the House adjourned at 52 minutes after 3 o'clock, P. M.

Thursday, December 5, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. WILSON presented the Petition of William Wingate, Sheriff of Darlington District, for compensation for services rendered; which was referred to the Committee on Claims.

Mr. BROYLES presented the Petition of Benjamin Dickson, Sen., praying to be placed on the pension roll; which was referred to the Committee on Pensions.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On a Resolution directing them to enquire into the expediency of declaring navigable, all streams capable of being used for rafting or boating; and

On the Petition of George Walker, to be refunded the amount of a verdict and costs recovered against him as Superintendent of Public Works; which were ordered for consideration to-morrow.

The following Message was received from the Senate:

IN THE SENATE, December 5, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House, proposing to go into a ballot for Treasurer of the Upper Division to day, at half past 12 o'clock.

By order of the Senate:

ANGUS PATTERSON, *President*.

Mr. DESAUSSURE, from the Committee on Federal Relations, to whom was referred Message No. 3 of his Excellency the Governor, and the Com-

munication of Samuel Hoar, submitted the following Report, which was read, and ordered to be considered immediately:

The Committee on Federal Relations, to whom was referred the Communication of his Excellency the Governor, transmitting a letter addressed to him by Samuel Hoar, an agent of the State of Massachusetts for certain purposes, submit the following Report:

By an act passed on the 19th day of December, 1835, the General Assembly endeavored to guard against the introduction of free negroes and persons of color into this State, upon principles of public policy, affecting her safety, and her most vital interests. The right of excluding from their territories conspirators against the public peace, and disaffected persons whose presence may be dangerous to their safety, is essential to every Government. It is everywhere exercised by independent States, and there is nothing in the Constitution of the United States which forbids to South-Carolina the right, or relieves this Legislature from the duty, of providing for the public safety.

Massachusetts has seen fit to contest this right, and has sent an agent to reside in the midst of us, whose avowed object is to defeat a police regulation essential to our peace. This agent comes here, not as a citizen of the United States, but as the emissary of a Foreign Government, hostile to our domestic institutions, and with the sole purpose of subverting our internal police. We should be insensible to every dictate of prudence, if we consented to the residence of such a missionary, or shut our eyes to the consequences of his interference with our domestic concerns.

The Union of these States was formed for the purpose, among other things, of ensuring domestic tranquility, and providing for the common defence; and in consideration thereof, this State yielded the right to keep troops or ships of war, in time of peace, without the consent of Congress; but while thus consenting to be disarmed, she has, in no part of the constitutional compact, surrendered her right of internal government and police; and, on the contrary thereof, has expressly reserved all powers not delegated to the United States, nor prohibited by it to the States.

The State of Massachusetts denominates as citizens, those persons for whose protection her tender solicitude has devised this extraordinary mission. Yet if it were admitted that they are citizens of that State, your Committee cannot suppose that she will challenge for them greater rights, immunities and privileges, within our territories, than are enjoyed by persons of the same class in South-Carolina. But your Committee deny that they are citizens, within the meaning of the Constitution; nor did Massachusetts herself treat as citizens, persons of this class residing within her mits, either at the adoption of the Constitution, or since; but, on the contrary, they were subjected to various disabilities, from which her other inhabitants were exempt.

Your Committee cannot but regard this extraordinary movement as part of a deliberate and concerted scheme to subvert the domestic institutions of the Southern States, in plain violation of the terms of the national compact, and of the good faith which ought to subsist between the parties thereto, and to which they stand solemnly pledged.

Your Committee recommend the adoption of the following Resolutions:

Resolved, That the right to exclude from their territories, seditious persons, or others whose presence may be dangerous to their peace, is essential to every independent State.

Resolved, That free negroes and persons of color are not citizens of the

United States, within the meaning of the Constitution, which confers upon the citizens of one State the privileges and immunities of citizens in the several States.

Resolved, That the emissary sent by the State of Massachusetts to the State of South-Carolina, with the avowed purpose of interfering with her institutions, and disturbing her peace, is to be regarded in the character he has assumed, and to be treated accordingly.

Resolved, That his Excellency the Governor be requested to expel from our territory the said agent, after due notice to depart; and that the Legislature will sustain the Executive authority in any measures it may adopt for the purpose aforesaid.

The question was then put, Will the House agree to the Report? and it passed in the affirmative:

YEAS, 117—NAYS, 1.

The yeas and nays were requested, and are as follow:

Those who voted in the affirmative are:

The Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	Messrs. Griffin,	Messrs. O'Hanlon,
J. A. Alston,	Grimball,	Orr,
W. J. Alston,	Haigler,	E. G. Palmer,
Barnes,	Hardee,	P. P. Palmer,
Bauskett,	Hardin,	Perrin,
Beckham,	Edwd. Harleston,	Phillips,
Bedon,	John Harleston,	Pinckney,
Bethea,	Harley,	Pope,
Joseph A. Black,	Herbert,	Porter,
Wm. C. Black,	Henry,	Poyas,
Blakeney,	Herndon,	Pressly,
Brooks,	Heyward,	Read,
Brown,	Holland,	Rodgers,
Broyles,	Hough,	Sebring,
Bull,	Huger,	Seymour,
Burrows,	Hunt,	Shingler,
Calhoun,	Irby,	W. Gilm. Simms,
Cannon,	Jamison,	Simons,
Carew,	Johnson,	E. P. Smith,
Carn,	J. H. King,	Henry Smith,
Chandler,	H. S. King,	Joel Smith,
Chesnut,	Lartigue,	Snowden,
Cooper,	Littlejohn,	Strobhart,
Crawford,	Lucas,	Stuart,
DeSaussure,	McCarthy,	Torre,
Dickinson,	McCully,	Traylor,
J. G. W. Duncan,	McMichael,	Jas. M. Walker,
P. E. Duncan,	McMullan,	Tandy Walker,
Ellerbe,	Manning,	Wallace,
English,	Maxwell,	Ware,
Ervin,	Mayes,	Watson,
Fair,	Means,	Whaley,

Fraser,	Middleton,	Chas. Williams,
Gowin,	Miller,	G. W. Williams,
Gary,	Mills,	Wilson,
Geddes,	Moody,	Wingard,
Geiger,	Mordecai,	Yates, and
Gibbs,	Noble,	Zimmerman.
Giles,	Northrop,	

In the negative: Mr. Memminger.

The Report was then ordered to be sent to the Senate for concurrence.

The Senate attended, and joined the House in a ballot for Treasurer of the Upper Division of the Treasury.

The following Message was received from the Senate:

IN THE SENATE, December 5, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate proposes to your House to go into a ballot for Commissioners in Equity for the Districts of Union and Laurens, immediately after the ballot for Treasurer of the Upper Division.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

The following Message was also received from the Senate:

IN THE SENATE, December 5, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House, proposing to recommit the Report of the Joint Committee on Public Printing, for the purpose of dividing the printing of the two Houses.

By order of the Senate:

ANGUS PATTERSON, *President.*

The following Message was received from his Excellency the Governor; which was ordered *to lie on the table:*

EXECUTIVE DEPARTMENT, 5th December, 1844.

Gentlemen of the Senate, and House of Representatives:

My term of office being about to expire, it is proper to give notice that I have no further communication to make to you.

J. H. HAMMOND.

The Senate then attended, and joined the House in a second ballot for Commissioners in Equity for the Districts of Union and Laurens.

The following Message was received from the Senate:

IN THE SENATE, December 5, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate proposes to your House to go into a ballot for Governor, on Saturday next, at 12 o'clock, and immediately thereafter, into a ballot for Lieutenant Governor.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer accordingly.

On motion of Mr. CANNON, ordered, that a Message be sent to the Senate, proposing to go into an election of Superintendent of Public Works to-morrow, at 1 o'clock.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petitions of sundry citizens of Newberry, Union and Spartanburg Districts, praying for a re-charter of Maybin's and Henderson's Bridges:

On the Petition of W. A. Morcock, praying for the re-charter of Beaufort Ferry: and

On a Resolution, directing an enquiry into the expediency of authorizing the Commissioners of Roads to compensate Warners.

Mr. CARN, from the same Committee, to whom were referred the joint Memorial of the City Council, and of 1,174 citizens, of Charleston, praying for a toll bridge over Ashley River, and the Counter Memorial from St. Andrew's Parish; introduced "a Bill to authorize the City Council of Charleston to establish a bridge over Ashley River, and for other purposes therein mentioned;" which was read the first time, and ordered to be read a second time to-morrow.

The Senate sent to this House, "a Bill to vest the right and title of the State in and to a certain house and lot in the village of Darlington, in James Bell;" which was read the first time, and ordered to be read the second time to-morrow.

The SPEAKER laid before the House the Reports of the Attorney General and the Solicitor of the Southern Circuit, on District Officers and Offices within their respective Circuits; which were referred to the Committee on District Offices and Officers.

Messrs. FOSTER, GAILLARD, and D. THOMPSON SIMS, who were absent when the vote was taken on agreeing to the Report of the Committee on Federal Relations, on the Message of the Governor, communicating the letter of Samuel Hoar, were permitted to record the votes they would have given, if present; and their names having been called for that purpose, they severally answered Aye.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Petition of John B. O'Neall:

On the Petition of citizens of Beaufort District, praying that certain expenses incurred by R. Y. Carey, a magistrate attending Court, may be refunded:

On the Account of Dubose & Johnston: and

On the Acount of Symmes & Bridwell; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports

On the Petition of Lucy P. Green:

On the Petition of Joseph D. Allen: and

On the Petition of Willis Stansell; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom was referred the Report of the Comptroller General, reported "a Bill to raise supplies for the year commencing in October, 1844," and "a Bill to make appropriations for the year commencing in October, 1844;" which Bills were read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER presented the Memorial of the Charleston Bridge

Company, against the erection of a bridge across Ashley River; which was referred to the Committee on Roads, Bridges and Ferries.

The following Message was received from the Senate:

IN THE SENATE, December 5, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House, proposing to go into a ballot for Superintendent of Public Works to-morrow at 1 o'clock.

By order of Senate:

ANGUS PATTERSON, *President.*

Mr. ENGLISH, from the Committee appointed to count the ballots cast for Treasurer of the Upper Division, reported, that no candidate had received a majority, and that, consequently, there is no election.

Mr. JAMISON, from the Committee on the Military, to whom was referred the Memorial of the Field Officers of the 4th Brigade, asking leave to erect a Military Hall, reported "A Bill to amend the 7th Section of an Act entitled an Act to amend and explain the military laws of this State, passed the 19th December, 1809;" which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. YATES, a Message was ordered to be sent to the Senate, proposing to go into a second ballot for Treasurer of the Upper Division, this day at 3 o'clock, P. M.

Mr. FOSTER, from the Committee appointed to count the votes given for Commissioners in Equity for Laurens and Union Districts, reported that W. R. Farley was elected Commissioner in Equity for Laurens District; and that no candidate had received a majority for Union District.

On motion of Mr. E. G. PALMER a Message was ordered to be sent to the Senate, proposing to go into a third ballot for Commissioner in Equity for Union District, immediately after the ballot for Treasurer of the Upper Division.

Mr. HUNT from the Committee on the Judicary, made Reports,

On "A Bill to increase the powers and duties of the Court of Ordinary:

On the Petition of Carlos Tracy: and

On the Petition of Ezekiel Sanders and others; which were ordered for consideration to-morrow.

Mr. McMULLAN gave notice that he will ask leave to-morrow, to introduce "A Bill to establish the office and define the duties and liabilities of public Administrators of the estates of deceased persons.

Mr. CHESNUT gave notice that he will to morrow ask leave to introduce "A Bill to authorize the State to resume its subscription to Stock in the Railroad, for the purpose of extending a branch of said road from Gadsden to Camden."

Mr. CAREW submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That a special Committee of five be appointed, on the part of this House, to nominate suitable persons for a President and twelve Directors of the Bank of the State of South-Carolina, and that a Message be sent to the Senate, requesting that body to appoint a Committee to meet the Commiltee of the House on that subject:

Whereupon, the SPEAKER appointed the following Gentlemen of the Committee: Messrs. CAREW, WALLACE, TANDY WALKER, MEANS, and WILSON, and a Message was sent accordingly.

Mr. McCULLY submitted Resolutions, appointing Managers and establishing a new place of election in Chester District; which were referred to the Committee on Privileges and Elections.

Mr. TORRE submitted the following Resolution, which was considered immediately, and agreed to:

Resolved, By the Senate and House of Representatives, that a Committee of inspection for the principal Bank of the State of South-Carolina in Charleston, and a Committee for each of the Branches of the said Bank, be appointed.

Whereupon, the Speaker appointed the following Gentlemen of the Committees, on the part of this House: Messrs. TORRE, BROOKS, and W. GILMORE SIMMS, for the principal Bank at Charleston; Messrs. CHESNUT, McMULLAN, and W. J. ALSTON, for the Branch at Camden; and Messrs. AIKEN, MANNING and JOSEPH A. BLACK, for the Branch at Columbia.

Mr. WILLIAM C. BLACK submitted the following Resolutions, which were considered immediately and agreed to:

Resolved, That it be referred to the York and Lancaster Delegations, to ascertain and report, what amount of money has been paid to and on account of the Catawba Indians by the State, in pursuance of the Treaty with that Tribe, ratified on the 13th day of March, 1840; as also, what sum may be now remaining in the Treasury to their credit.

Resolved, That it be referred to the same Delegations, to report as correctly as possible, the number of Catawbas who may have removed from the State since the Treaty, as well as the number now remaining in the State.

Resolved, That it be referred to the same Delegations, to examine and report, what defect, if any, exists in the present law regulating the mode of taking out grants for Catawba Indian lands; and that they be allowed to report by Bill or otherwise.

Mr. STUART gave notice, that he will ask leave to-morrow, to introduce "a Bill to amend the Constitution of the State, so as to make the President of the Senate Lieutenant-Governor, *ex-officio*."

On motion of Mr. JOSEPH A. BLACK, the Special Orders for this day at 1 o'clock were discharged, and the Memorials, Petition and Presentment of the Grand Jury of Greenville, and a Resolution, proposing a change in the mode of electing Electors of President and Vice President of the United States, and of the Governor of this State, were made the Special Order of the day for to-morrow at 1 o'clock, P. M., in Committee of the whole House; and "A Bill to alter and amend the first section of the third Article of the Constitution," was made the special order of the day for to-morrow, at 2 o'clock, P. M., in Committee of the whole House.

Mr. SHINGLER presented the Report of the Vestry of St. James, Goose Creek, on the Ludlam School Fund, which was referred to the Committee on Education.

Mr. NORTHROP presented the Petition of Myra Reid, a free person of color, praying for a confirmation of title which was referred to the Committee on the Judiciary.

Mr. SIMONS presented the Report of Robert Q. Pinckney, Secretary of State, on the condition of the Offices in Charleston and Columbia; which was referred to the Committee on the Judiciary.

Mr. CHESNUT presented the Accounts of T. W. Pegues for printing:

The Account of Joseph Baskins, late Sheriff of Kershaw District, for blankets furnished the gaol: and

The Accounts of B. Gass, late Sheriff of Kershaw District, for blankets furnished; which were referred to the Committee on Claims.

Mr. MEMMINGER, from the Committee of Ways and Means, made

REPORTS:

On the Report and Petition of the Commissioners of the Poor for Georgetown District, as to the transient Poor: and

On the Petition of John Markley; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, made a Report on a Resolution of enquiry as to an appropriation for the Libraries of the Court of Appeals; which Report was committed to the Committee on the Judiciary.

The Special Order for this day at 12 o'clock, was dischared; and so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists, and Resolutions from the Senate on Federal Policy, were made the special order of the day for to-morrow at 12 o'clock, M., in Committee of the whole House.

On motion of Mr. STUART, Ordered, that when this House adjourns, it shall be adjourned to meet at 11 o'clock, A. M., to-morrow.

Mr. CANNON presented the Petition of sundry citizens of Spartanburg, praying that a certain road may not be opened; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CHANDLER presented the Petition of Thomas J. Wilder, praying compensation for a horse lost in service of the State; which was referred to the Committee on Claims.

Mr. BROWN gave notice, that he will ask leave on Tuesday next, to introduce a Bill to give to females, after marriage, the entire control of all their estate, both real and personal.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of sundry inhabitants of St. Luke's Parish, praying the repeal or modification of the 14th section of the Road Law of 1843, and on a Resolution on the same subject:

On the Petition of the Commissioners of Roads of 2d Regiment, for an alteration of the Road Law: and

On a Resolution, directing an enquiry into the propriety of amending the 11th section of the Road Act of 1825:

Reports of the Committee on the Military,

On the Petition of citizens of Richland, praying for the abolishment of the Military Academy at Columbia:

On the Petition of citizens of Barnwell, praying an amendment of the law in relation to Courts Martial:

On a Resolution, directing an enquiry as to the expediency of exempting the Commissioners of Roads from militia duty, during the terms of their appointment:

On the Petition of Officers of the 9th Brigade, praying that Brigade Encampments and Petit Musters may be abolished, and that Regimental Encampments may be substituted in their stead: and

On a Resolution, directing an enquiry into the expediency of purchasing two stands of colors: and

Reports of the Committee on District Offices and Officers:

On the Presentment of the Grand Jury of Darlington, as to the registry of Bonds of public officers:

On the Petition of the Commissioners of the Poor, for St. Matthew's, praying a compilation and distribution of the Poor Laws:

On the Presentment of the Grand Jury of Edgefield, recommending an increase in the number of the Commissioners of the Poor:

On the Presentment of the Grand Jury of Marlboro', as to the mode of weighing Cotton:

On the Petition of citizens of Barnwell, praying that the election of Commissioners in Equity may be given to the people:

Report of the Committee on Pensions:

On the Petition of Nancy Chapman:

Reports of the Committee on Claims,

On the Petition of Thomas Montgomery: and

On the Petition of W. F. Pearson.

The following favorable Reports were considered, and agreed to, and ordered to be sent to the Senate for concurrence:

The Report of the Edgefield Delegation, on the subject of the Poor House of that District:

Reports of the Committee on Pensions,

On the petition of Frances E, Reeves:

On the Petition of Mary Laird: and

On the Petition of Elias Hollingsworth:

Reports of the Committee on Claims,

On the Petition of Joseph J. Lawton: and

On the Petition of A. S. Willington & Co.

The Report of the Committee on Pensions, on the Petition of James Miles: and

The Reports of the Committee on Claims,

On the Petition of G. B. Locke: and

On the Petition of Kinloch, Phillips & Co.; were ordered *to lie on the table.*

The House refused to agree to a favorable Report of the Committee on Internal Improvements on the Petition of citizens, and on the Presentment of the Grand Jury, of Marion District, in reference to the navigation of Little Pee Dee River.

The Report of the Committee on Pensions, on the Petition of Elizabeth Brown, daughter of Serjeant Jasper, was called for consideration, when Mr. PINCKNEY submitted the following Resolution:

Resolved, That the Report of the Committee on Pensions, upon the Petition of Mrs. Brown, be re-committed to that Committee, with instructions to report a Bill allowing her a pension of sixty dollars, during the remainder of her life.

On motion of Mr. MIDDLETON, the word "sixty" was stricken out, and "one hundred" inserted; and, thus amended, the Resolution was agreed to.

"A Bill to amend an Act, entitled an Act to incorporate a Provident In-

stitution for Savings in the City of Charleston," was read the second time, and ordered to be sent to the Senate.

"A Bill to extend the jurisdiction of Magistrates, in cases arising upon Contracts," was read by its title, and referred to the Committee on District Offices and Officers.

"A Resolution, proposing to adjourn the present session of the General Assembly on the 16th instant, was ordered *to lie on the table.*

The House concurred in the Report of the Committee on Claims of the Senate, on the Petition of Dr. Berners B. Sams, and ordered it to be returned.

Mr. MEMMINGER presented the Petition of George B. Greer, praying compensation for work done upon the State Road over the Saluda Mountain; which was referred to the Committee on Internal Improvements.

Mr. MAXWELL presented the Return of the Commissioners of Free Schools for Pickens District; which was referred to the Committee on Education.

On motion of Mr. TANDY WALKER, the House adjourned, at eleven minutes past 4 o'clock, P. M.

Friday, December 6, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll when the Speaker took the Chair, and a quorum being present, the Journa of yesterday's proceedings was read.

The SPEAKER announced that Mr. J. A. ALSTON is added to the Committees on the Legislative Library and on Agriculture.

The SPEAKER laid before the House the Annual Report of J. N. Whitner, Solicitor of the Western Circuit, concerning District officers and their offices; which was referred to the Committee on District Offices and Officers.

The Senate sent to this House for concurrence,

The Report of the Committee on Roads and Bridges on the Petition of James White, Trustee of Emeline Walkington, praying for the charter of Jacksonborough ferry; which was referred to the Committee on Roads, Bridges and Ferries of this House.

The Senate returned, with their concurrence, the Report of the Committee on Federal Relations upon the Communication of the Governor, transmitting a letter from Samuel Hoar, an agent of the State of Massachusetts.

Mr. JAMISON presented the Petition of Lewis Pou, praying the Legislature to confirm his title to a certain tract of land; which was referred to the Committee on Internal Improvements.

Mr. CARN presented the Petition of Simon Verdier, J. N. Walker, G. M. Rivers, E. E. Bellinger, Isham Hudson, Robert Black, Thomas G. Broxson, and John W. Burbridge, praying compensation for attending the Committee on Privileges and Elections, as witnesses in the matter of the St. Bartholomew's contested election; which was referred to the Committee on Claims.

Mr. STUART presented the Petition of the Printers of Charleston, praying to be exempt from militia duty; which was referred to the Committee on the Military.

Mr. McMULLAN presented the Petition of Leroy Secrest, late Sheriff of Lancaster District, praying to be refunded the interest on certain tax executions; which was referred to the Committee of Ways and Means:

Also, the Petition of a number of the citizens of Lancaster Village, and also of the District, praying the repeal of the Act of 1830, incorporating the village of Lancaster, and also the Act of 1840 amending said Act; which was referred to the Committee on Incorporations.

Mr. GRIMBALL presented the Petition of the Agricultural Society of St. John's, Colleton, praying for the continuation of the Agricultural Survey; which was referred to the Committee on Agriculture.

Mr. BLAKENEY presented the Petition of the Town Council and citizens of Cheraw, praying to change the time of holding the election for Intendant and Wardens of the town of Cheraw, and

Mr. J. A. ALSTON presented the Petition of sundry members of All Saints School Society, praying to be incorporated; which were severally referred to the Committee on Incorporations.

Mr. MEMMINGER gave notice, that to-morrow he will ask leave to introduce "a Bill to provide for the punishment of persons disturbing the peace of this State, under the color of authority from other States of this Union.'

Mr. CARN presented the Petition of Thomas Pye, praying compensation as a Witness in the contested election from St. Bartholomew's Parish; which was referred to the Committee on Claims.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Report of the Committee on Claims of the Senate:

On the Petition of John B. O'Neall; and

On the Report of the same Committee of the Senate,

On the Petition of R. G. Ferrell, which were ordered for consideration to-morrow.

Mr. JAMES M. WALKER, from the Committee on Federal Relations, to whom was referred "A Bill to provide for the Elections in this State, of Electors of President and Vice President of the United States by the people," made a Report; which was referred to the Committee of the Whole House, to whom were referred sundry memorials, Petition and Presentment on the same subject.

Mr. J. H. KING, from the Medical Committee, made a Report,

On the Petition of sundry citizens of Barnwell District, praying that compensation be allowed to Dr. J. E. Bignon, for assisting in the chemical detection of Arsenic in a case of alledged murder; which was ordered for consideration to-morrow.

Mr. MEANS, from the Special Joint Committee, appointed to examine the Governor's Contingent Accounts, made a Report, which was ordered for consideration to-morrow.

Mr. NORTHROP, from the Committee on Education, made Reports,

On the Governor's Message No. 2, as to the fund for the Deaf, Dumb and Blind:

On the Report of the Treasurer of the South-Carolina College, for the year ending 30th September, 1844, and from 30th September to November 15, 1844; and

On a Resolution from the Senate, in relation to the Beaufort College; which were severally ordered for consideration to-morrow

The Senate sent to this House for concurrence, the following Resolution, which was ordered to be considered immediately:

Resolved, That the Governor be requested to transmit forthwith to the Governor of Louisiana, and the Governors of the other slave-holding States,

a copy of the Report and Resolutions of the Committee on Federal Relations of the House, on the communication of the Governor, transmitting a letter from Samuel Hoar, Agent from the State of Massachusetts, which has been agreed to by both branches of the Legislature.

A message was ordered to be sent to the Senate, proposing to amend the said Resolution by striking out all after the words "*forthwith to the*," and insert the following: "Governors of the several States and Territories, a copy of his Message No. 3, to this Legislature, communicating the letter of Samuel Hoar, Agent from the State of Massachusetts, and also the Report of the Committee on Federal Relations of the House thereon, which has been agreed to by both Branches of the Legislature."

The following Message was received from the Senate:

IN THE SENATE, December 6, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House to go into a ballot for Treasurer of the Upper Division this day at 12 o'clock, and immediately thereafter for Commissioner in Equity for Union District.

By order of the Senate:
ANGUS PATTERSON, *President.*

The Senate then attended, and joined the House, successively, in a ballot for Treasurer of the Upper Division, and for Commissioner in Equity for Union District.

The following Message was received from the Senate:

In the SENATE, Dec. 6, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House, requesting Senate to appoint a Special Committee to meet a Special Committee appointed by your House, to nominate suitable persons for a President and twelve Directors of the Bank of the State of South-Carolina, and have appointed Messrs. MOSES, ARNOLD, DETREVILLE, AIKEN and BUCHANAN.

By order of the Senate:
ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

In the SENATE, Dec. 6, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate has appointed Messrs. DARGAN, MOSES and GREGG, a Special Committee, for the purpose of ascertaining, if there be any law books in the Legislative Library which can be dispensed with; and if so, to transfer them to the Library of the Court of Appeals, and asks your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:
ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned informing the Senate, that this House had appointed the Committee on the Legislative Library to meet the Committee of the Senate.

The SPEAKER laid before the House, the Report of the Solicitor of the Northern Circuit, on District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

Mr. CARN submitted the following Resolution; which was read and referred to the Committee on Privileges and Elections:

Resolved, That John R. Hill be appointed a Manager of Election for St. Bartholomew's Parish, in place of L. J. Witsell, at the Jacksonboro' and Round O Poll.

Mr. HUNT submitted the following Resolution; which was considered immediately and agreed to:

Resolved, That Bills referred to the Standing Committees of this House shall be forthwith printed, and it shall be the duty of the Printer to furnish copies for the use of said Committees without delay.

On motion of Mr. CANNON,

Resolved, That the Committee on Accounts be instructed to examine the Fee Bill, and report whether any of the fees now allowed by law, will admit of a reduction.

Resolved, That the Committee of Ways and Means enquire if the compensation now allowed by law to the Tax Collectors, may not be reduced.

Resolved, That the Committee on the Judiciary enquire and report if the fees of the Commissioners in Equity may not be reduced.

The Senate then attended and joined the Honse in a ballot for Superintendent of Public Works.

On motion of Mr. DICKINSON,

Resolved, That the Committee on District Offices and Officers be instructed to enquire into the expediency of having the Poor Laws of this State published in pamphlet form, for the use of the Commissioners of the Poor in the several Districts and Parishes.

Mr. GILES, from the Committee appointed to count the ballots cast for Commissioner in Equity for Union District, reported that D. Goudelock was elected.

Mr. GOWIN, from the Committee appionted to count the votes given for Treasurer of the Upper Division, at the last ballot, reported that no candidate had received a majority.

On motion of Mr. TANDY WALKER,

Ordered, That a Message be sent to the Senate, proposing to go into another ballot for Treasurer of the Upper Division.

Pursuant to notice, and by leave of the House, Mr. CHESNUT introduced "A Bill to authorize a subscription on the part of the State, to a Branch Rail road from the South-Carolina Rail road to Camden; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. McMULLAN introduced "A Bill to establish the office, and define the powers, duties and liabilities of public administrators of the estates of deceased persons;" which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. KING, leave of absence was granted to Mr. HERBERT, for the remainder of this week, on account of the sickness of his family.

On motion of Mr. STUART, leave of absence was granted to Mr. BROOKS till Monday next, on account of his employment in Executive duties.

Mr. JOHNSON submitted the following Resolution, which was read and referred to the Committee on Privileges and Elections:

Resolved, That J. E. L. Fripp be appointed a Manager of Elections for the Parish of St. Helena, in the place of John Richardson, who has removed from the said Parish.

On motion of Mr. TORRE, a Message was ordered to be sent to the Sen-

ate, asking the Senate to appoint Committees to join the Committees of this House, to examine the Bank of the State of South-Carolina and its Branches.

Mr. STUART submitted the following Resolutions, which were read and referred to the Committee of the Whole House, to whom was referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists, and they were ordered to be printed.

Resolved, That this Legislature is deeply impressed with the grave truths and sound doctrines announced in the Message of his Excellency the Governor.

And, *whereas*, the clause of the Constitution of the United States, which empowers Congress "to lay and collect taxes, *duties*, *imposts*, and excises, to pay the debts, and provide for the common defence and general welfare of the United States," has been repeatedly and grossly violated, and the South grievously oppressed; and

Whereas, Notwithstanding the solemn pledges made by Congress, in 1833, not to levy, after the year 1842, a higher rate of duties on foreign importations than would afford sufficient revenue for the support of an economical administration of the Government,; and in no case, but in the event of war, to exceed the rate of 20 per cent. *ad valorem*. Congress has, nevertheless, passed an Act, (to wit: the Tariff Act of 1842,) increasing the duties to an enormous extent beyond 20 per cent. *ad valorem*, and also beyond the wants of an economical Government; and

Whereas, From the refusal of the Senate to ratify the Treaty for the annexation of Texas, on the ground, universally admitted to have induced the refusal, as well as from various other indications, the State is solemnly apprehensive that a war is going on against the *domestic* institutions of the South, which, unless promptly and decisively met, will, at no distant period, produce the most disastrous consequences.

1st. *Therefore, be it Resolved*, That the wisest and safest mode of redressing the acknowledged grievances of the Southern States of this Confederacy, will be for them to assemble in Convention, and devise the proper measures for their common relief.

2nd. *Resolved*, That this Legislature propose to the Legislatures of all the slave-holding States to choose, in such manner as they may deem proper, delegates to represent them at a Convention to be held in Charleston, or at such other place as the majority of these States may designate, on the day of March, 1846.

3rd. *Resolved*, That each State shall send to the Convention as many delegates as it is entitled to Representatives and Senators in Congress.

4th. *Resolved*, That this Legislature elect one or more individuals to be the bearer of these Resolutions to the respective Legislatures of the slave-holding States, at their next meeting, who shall be commissioned by the Governor, under the great seal of the State, to represent the views of this State in relation to the great questions referred to, and to solicit the co-operation of our sister States of the South, in the effort to reform the legislation of the Federal Government on the subject of the Tariff, and avert the progress of Abolition.

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Mr. Speaker and Gentleman of the House of Representatives:

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By order of the Senate:

ANGUS PATTERSON, *President.*

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Mr. MAXWELL presented the Account of the Richland Artillery;

Mr. CARN presented the Petition of Jacob Stevens, praying compensation for services rendered in the matter of the St. Bartholemew's contested election;

Also, the Petition of C. B. Farmer, praying compensation for attending as a witness in the matter of the St. Bartholemew's election; which were severally referred to the Committee on Claims.

Mr. JAMES M. WALKER presented the Memorial of the Intendant and Town Council of Moultrieville, praying a change of place of elections for officers of the corporation; which was referred to the Committee on Incorporations.

Also, the Memorial of said Intendant and Town Council, praying an appropriation to build a place for the detention of criminals and runaways; which was referred to the Committee on Public Buildings.

Mr. SUMTER presented the Petition of the Churches composing the Char-

leston Baptist Association, praying incorporation, which was referred to the Committee on Incorporations.

Mr. SUMTER submitted the Presentment of the Grand Jury of Sumter District, for Fall Term, 1844:

So much as presents the mode of appointing guardians and of dividing real estate, and so much as recommends that the trial of cases of alleged fraud under the Prison Bounds Act shall be heard before a Circuit Judge, were referred to the Committee on the Judiciary;

So much as presents the present mode of giving permits to slaves, was referred to the Committee on Colored Population.

Mr. HARDIN obtained leave to withdraw the Petition of Samuel McElheney.

Mr. GAILLARD presented the Petition of sundry citizens of Pendleton, praying the reduction of the salary of the Adjutant General and other officers; which was referred to the Committee on the Military;

Also, the Petition of sundry citizens of Pendleton District, praying an amendment of the law in certain particulars therein set forth; which was referred to the Committee on the Judiciary.

Mr. AIKEN presented the Account of George W. Hopkins for public printing; which was referred to the Committee on Claims.

Mr. PERRIN, from the Committee on Privileges and Elections, to whom were referred sundry Memorials, touching the St. Bartholemew's election, made a report, confirming the return of the Managers of Elections, declaring a vacancy in the representation of St. Bartholemew's Parish for two members, and directing that a writ of election do issue to fill said vacancy; which Report was read and agreed to.

The following Message was received from Senate:

IN THE SENATE, December 7, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House requesting Senate to appoint Committees to meet the Committees of the House for the purpose of inpose of inspecting the Bank of the State and its Branches, and has appointed Messrs. DeTreville, and Murray a Special Committee to inspect the Bank of the State of South-Carolina; Messrs. Hanna and Dargan, a Special Committee to inspect the Branch at Camden; and Messrs. Young and Gist, a Special Committee to inspect the Branch at Columbia.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. IRBY, from the Committee appointed to count the votes given for Superintendent of Public Works, reported, that W W. Ancrum received 84 votes, which was a majority, and that he is duly elected.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on a Resolution of enquiry as to the available balance in the Treasury on the 1st of January next; which was ordered for consideration on Monday next.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On the Petition of S. G. W. Dill and others:

On the Petition of James L. Gantt:

On the Report of the Committee of Ways and Means, respecting an appropriation for the Library of the Court of Appeals:

On a Bill to amend an Act regulating Hawkers and Pedlars, passed the 19th December, 1843:

On a Bill further to prevent the fraudulent packing and weighing of cotton; and

On a Bill to increase the compensation of Grand and Petit Jurors; which Reports were ordered for consideration on Monday next.

The Senate then attended, and joined the House in a ballot for Governor.

Mr. McMULLAN, from the Committee on Pensions, to whom was recommitted the Report of the same Committee on the Petition of Elizabeth Brown, reported "A Bill to grant a pension to Elizabeth Brown;" which was read the first time, and ordered to be read the second time on Monday next.

Mr. BAUSKETT presented the Petition of sundry citizens of the Town of Hamburg, praying that a new road be not granted; which was referred to the Committee on Roads, Bridges and Ferries.

Pursuant to notice, and by leave of the House, Mr. BULL introduced a Bill to prevent the selling of spirituous liquors to any soldier of the United States; which was read the first time, and ordered to be read the second time on Monday next.

Mr. STROBHART submitted the following Resolution, which was read, and ordered for consideration on Monday next.

Resolved, That the Committee on Privileges and Elections be instructed to enquire into, and report upon the expediency of so amending the Constitution of this State, as to increase the property qualification of any voter voting out of the Parish or District in which he resides.

Mr. FAIR gave notice, that he will ask leave, on Monday next, to introduce a Bill to change the times of holding the Courts of Law in certain Districts in the Middle Circuit:

Also, a Bill to alter the times of holding Courts of Equity in certain Districts in the fifth Equity Circuit.

Mr. STUART submitted the following Resolution, which was read, and ordered for consideration on Monday next:

Resolved, That the Judiciary Committee be instructed to enquire and report, whether, under its charter, any Bank in this State is authorized to hold real estate and negroes permanently; and especially to enquire into and report upon the facts of the Bank of Charleston holding the real estate and negroes, bought in by said Bank from the Estate of John Stoney, deceased, and employing an overseer and planting cotton for market.

Mr. G. W. WILLIAMS gave notice, that he will ask leave, on Monday next, to introduce a Bill to alter and amend an Act entitled "An Act directing the manner of granting probates of wills and letters of administration, and for other purposes therein mentioned," passed on the 13th day of March, 1789.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to provide for the punishment of persons disturbing the peace of this State under color of authority from other States of the Union; which was read the first time, and ordered to be read the second time on Monday next.

Mr. WALLACE submitted sundry Resolutions, requesting the President of the Bank of the State to report the amount of outstanding debts due the said Bank and its Branches by individuals or corporations; the security for said debts; the steps taken for their collection, and the probable loss on said debts: also, directing the Committee of Ways and Means to enquire into the expediency of reducing the annual expenses of said Bank and its Branches; which Resolutions were read, and ordered for consideration on Monday next.

The Senate attended, and joined the House in a ballot for Lieutenant Governor.

Mr. Jamison, from the Committee appointed to count the ballots given for Governor, reported, that no candidate had received a majority, and that there was no election.

Mr. JOSEPH A. BLACK, from the Committee on Privileges and Elections, to whom was referred the Presentment of the Grand Jury of Anderson, reported a Bill to amend the 10th Section of the first Article of the Constitution of this State; which was read the first time, and ordered to be read the second time on Monday next.

Mr. JAMISON, from the Committee on the Military, made a Report on the Report of the Adjutant and Inspector General; which was ordered for consideration on Monday next, and the Report of the Adjutant and Inspector General was ordered to be printed.

Mr. JAMISON, from the same Committee, to whom was referred a Resolution as to the expediency of forming an independent Battalion, reported a Bill to raise an independent Battalion of militia, and for other purposes; which was read the first time, and ordered to be read the second time on Monday next.

The Senate sent a Message, proposing to go forthwith into a second ballot for Governor, which was concurred in, and an answer was returned.

The Senate attended, and joined the House in a second ballot for Governor.

Mr. LARTIGUE, from the Committee appointed to count the ballots cast for Lieutenant Governor, reported, that J. F. Ervin was duly elected.

Mr. MANNING, from the Committee on Internal Improvements, made a Report on the Petition of sundry citizens of Charleston Neck, praying to be empowered to build a Bridge for the public use over a Creek at the northern extremity of Washington-street, and the Counter Petition thereon; which was ordered for consideration on Monday next.

Mr. DeSaussure presented the Account of A. H. Pemberton for printing and advertising; which was referred to the Committee on Claims.

Pursuant to notice, and by leave of the House, Mr. STUART introduced a Bill to alter and amend the third section of the second article of the Constitution of this State; which was read the first time, and ordered to be read the second time on Monday next.

The Senate returned to this House a Bill to amend an Act concerning the public works, passed on the 18th day of December, 1829; which was read the third time and passed. *Resolved*, that the title thereof be changed, and that it be called "an Act." Ordered, that it be sent to the Senate.

Mr. MIDDLETON presented the Petition of J. A. Leland for services rendered the State: which was referred to the Committee on Internal Improvements.

Mr. SIMONS presented the Petition of the Secretary of State, praying payment of his Account against the State; which were referred to the Committee on Claims.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred so much of the Governors Message as relates to funds in the hands of the Boards of Commissioners, reported a Bill to make further provision for the securities of public moneys under the control of the different Boards of Commissioners in this State; which was read the first time, and ordered to be read the second time on Monday next.

On motion of Mr. GILES,

Mr. CARN submitted the following Resolution; which was read and referred to the Committee on Privileges and Elections:

Resolved, That John R. Hill be appointed a Manager of Election for St. Bartholomew's Parish, in place of L. J. Witsell, at the Jacksonboro' and Round O Poll.

Mr. HUNT submitted the following Resolution; which was considered immediately and agreed to:

Resolved, That Bills referred to the Standing Committees of this House shall be forthwith printed, and it shall be the duty of the Printer to furnish copies for the use of said Committees without delay.

On motion of Mr. CANNON,

Resolved, That the Committee on Accounts be instructed to examine the Fee Bill, and report whether any of the fees now allowed by law, will admit of a reduction.

Resolved, That the Committee of Ways and Means enquire if the compensation now allowed by law to the Tax Collectors, may not be reduced.

Resolved, That the Committee on the Judiciary enquire and report if the fees of the Commissioners in Equity may not be reduced.

The Senate then attended and joined the Honse in a ballot for Superintendent of Public Works.

On motion of Mr. DICKINSON,

Resolved, That the Committee on District Offices and Officers be instructed to enquire into the expediency of having the Poor Laws of this State published in pamphlet form, for the use of the Commissioners of the Poor in the several Districts and Parishes.

Mr. GILES, from the Committee appointed to count the ballots cast for Commissioner in Equity for Union District, reported that D. Goudelock was elected.

Mr. GOWIN, from the Committee appionted to count the votes given for Treasurer of the Upper Division, at the last ballot, reported that no candidate had received a majority.

On motion of Mr. TANDY WALKER,

Ordered, That a Message be sent to the Senate, proposing to go into another ballot for Treasurer of the Upper Division.

Pursuant to notice, and by leave of the House, Mr. CHESNUT introduced "A Bill to authorize a subscription on the part of the State, to a Branch Rail road from the South-Carolina Rail road to Camden; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. McMULLAN introduced "A Bill to establish the office, and define the powers, duties and liabilities of public administrators of the estates of deceased persons;" which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. KING, leave of absence was granted to Mr. HERBERT, for the remainder of this week, on account of the sickness of his family.

On motion of Mr. STUART, leave of absence was granted to Mr. BROOKS till Monday next, on account of his employment in Executive duties.

Mr. JOHNSON submitted the following Resolution, which was read and referred to the Committee on Privileges and Elections:

Resolved, That J. E. L. Fripp be appointed a Manager of Elections for the Parish of St. Helena, in the place of John Richardson, who has removed from the said Parish.

On motion of Mr. TORRE, a Message was ordered to be sent to the Sen-

ate, asking the Senate to appoint Committees to join the Committees of this House, to examine the Bank of the State of South-Carolina and its Branches.

Mr. STUART submitted the following Resolutions, which were read and referred to the Committee of the Whole House, to whom was referred so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists, and they were ordered to be printed.

Resolved, That this Legislature is deeply impressed with the grave truths and sound doctrines announced in the Message of his Excellency the Governor.

And, *whereas*, the clause of the Constitution of the United States, which empowers Congress "to lay and collect taxes, *duties*, *imposts*, and excises, to pay the debts, and provide for the common defence and general welfare of the United States," has been repeatedly and grossly violated, and the South grievously oppressed; and

Whereas, Notwithstanding the solemn pledges made by Congress, in 1833, not to levy, after the year 1842, a higher rate of duties on foreign importations than would afford sufficient revenue for the support of an economical administration of the Government,; and in no case, but in the event of war, to exceed the rate of 20 per cent. *ad valorem*. Congress has, nevertheless, passed an Act, (to wit: the Tariff Act of 1842,) increasing the duties to an enormous extent beyond 20 per cent. *ad valorem*, and also beyond the wants of an economical Government; and

Whereas, From the refusal of the Senate to ratify the Treaty for the annexation of Texas, on the ground, universally admitted to have induced the refusal, as well as from various other indications, the State is solemnly apprehensive that a war is going on against the *domestic* institutions of the South, which, unless promptly and decisively met, will, at no distant period, produce the most disastrous consequences.

1st. *Therefore, be it Resolved*, That the wisest and safest mode of redressing the acknowledged grievances of the Southern States of this Confederacy, will be for them to assemble in Convention, and devise the proper measures for their common relief.

2nd. *Resolved*, That this Legislature propose to the Legislatures of all the slave-holding States to choose, in such manner as they may deem proper, delegates to represent them at a Convention to be held in Charleston, or at such other place as the majority of these States may designate, on the day of March, 1846.

3rd. *Resolved*, That each State shall send to the Convention as many delegates as it is entitled to Representatives and Senators in Congress.

4th. *Resolved*, That this Legislature elect one or more individuals to be the bearer of these Resolutions to the respective Legislatures of the slave-holding States, at their next meeting, who shall be commissioned by the Governor, under the great seal of the State, to represent the views of this State in relation to the great questions referred to, and to solicit the co-operation of our sister States of the South, in the effort to reform the legislation of the Federal Government on the subject of the Tariff, and avert the progress of Abolition.

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Mr. MAXWELL presented the Account of the Richland Artillery;

Mr. CARN presented the Petition of Jacob Stevens, praying compensation for services rendered in the matter of the St. Bartholemew's contested election;

Also, the Petition of C. B. Farmer, praying compensation for attending as a witness in the matter of the St. Bartholemew's election; which were severally referred to the Committee on Claims.

Mr. JAMES M. WALKER presented the Memorial of the Intendant and Town Council of Moultrieville, praying a change of place of elections for officers of the corporation; which was referred to the Committee on Incorporations.

Also, the Memorial of said Intendant and Town Council, praying an appropriation to build a place for the detention of criminals and runaways; which was referred to the Committee on Public Buildings.

Mr. SUMTER presented the Petition of the Churches composing the Char-

leston Baptist Association, praying incorporation, which was referred to the Committee on Incorporations.

Mr. SUMTER submitted the Presentment of the Grand Jury of Sumter District, for Fall Term, 1844:

So much as presents the mode of appointing guardians and of dividing real estate, and so much as recommends that the trial of cases of alleged fraud under the Prison Bounds Act shall be heard before a Circuit Judge, were referred to the Committee on the Judiciary;

So much as presents the present mode of giving permits to slaves, was referred to the Committee on Colored Population.

Mr. HARDIN obtained leave to withdraw the Petition of Samuel McElheney.

Mr. GAILLARD presented the Petition of sundry citizens of Pendleton, praying the reduction of the salary of the Adjutant General and other officers; which was referred to the Committee on the Military;

Also, the Petition of sundry citizens of Pendleton District, praying an amendment of the law in certain particulars therein set forth; which was referred to the Committee on the Judiciary.

Mr. AIKEN presented the Account of George W. Hopkins for public printing; which was referred to the Committee on Claims.

Mr. PERRIN, from the Committee on Privileges and Elections, to whom were referred sundry Memorials, touching the St. Bartholemew's election, made a report, confirming the return of the Managers of Elections, declaring a vacancy in the representation of St. Bartholemew's Parish for two members, and directing that a writ of election do issue to fill said vacancy; which Report was read and agreed to.

The following Message was received from Senate:

IN THE SENATE, December 7, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House requesting Senate to appoint Committees to meet the Committees of the House for the purpose of inpose of inspecting the Bank of the State and its Branches, and has appointed Messrs. DETREVILLE, and MURRAY a Special Committee to inspect the Bank of the State of South-Carolina; Messrs. HANNA and DARGAN, a Special Committee to inspect the Branch at Camden; and Messrs. YOUNG and GIST, a Special Committee to inspect the Branch at Columbia.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. IRBY, from the Committee appointed to count the votes given for Superintendent of Public Works, reported, that W W. Ancrum received 84 votes, which was a majority, and that he is duly elected.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on a Resolution of enquiry as to the available balance in the Treasury on the 1st of January next; which was ordered for consideration on Monday next.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On the Petition of S. G. W. Dill and others:

On the Petition of James L. Gantt:

On the Report of the Committee of Ways and Means, respecting an appropriation for the Library of the Court of Appeals:

On a Bill to amend an Act regulating Hawkers and Pedlars, passed the 19th December, 1843:

On a Bill further to prevent the fraudulent packing and weighing of cotton; and

On a Bill to increase the compensation of Grand and Petit Jurors; which Reports were ordered for consideration on Monday next.

The Senate then attended, and joined the House in a ballot for Governor.

Mr. McMULLAN, from the Committee on Pensions, to whom was recommitted the Report of the same Committee on the Petition of Elizabeth Brown, reported "A Bill to grant a pension to Elizabeth Brown;" which was read the first time, and ordered to be read the second time on Monday next.

Mr. BAUSKETT presented the Petition of sundry citizens of the Town of Hamburg, praying that a new road be not granted; which was referred to the Committee on Roads, Bridges and Ferries.

Pursuant io notice, and by leave of the House, Mr. BULL introduced a Bill to prevent the selling of spirituous liquors to any soldier of the United States; which was read the first time, and ordered to be read the second time on Monday next.

Mr. STROBHART submitted the following Resolution, which was read, and ordered for consideration on Monday next.

Resolved, That the Committee on Privileges and Elections be instructed to enquire into, and report upon the expediency of so amending the Constitution of this State, as to increase the property qualification of any voter voting out of the Parish or District in which he resides.

Mr. FAIR gave notice, that he will ask leave, on Monday next, to introduce a Bill to change the times of holding the Courts of Law in certain Districts in the Middle Circuit:

Also, a Bill to alter the times of holding Courts of Equity in certain Districts in the fifth Equity Circuit.

Mr. STUART submitted the following Resolution, which was read, and ordered for consideration on Monday next:

Resolved, That the Judiciary Committee be instructed to enquire and report, whether, under its charter, any Bank in this State is authorized to hold real estate and negroes permanently; and especially to enquire into and report upon the facts of the Bank of Charleston holding the real estate and negroes, bought in by said Bank from the Estate of John Stoney, deceased, and employing an overseer and planting cotton for market.

Mr. G. W. WILLIAMS gave notice, that he will ask leave, on Monday next, to introduce a Bill to alter and amend an Act entitled "An Act directing the manner of granting probates of wills and letters of admintstration, and for other purposes therein mentioned," passed on the 13th day of March, 1789.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to provide for the punishment of persons disturbing the peace of this State under color of authority from other States of the Union; which was read the first time, and ordered to be read the second time on Monday next.

Mr. WALLACE submitted sundry Resolutions, requesting the President of the Bank of the State to report the amount of outstanding debts due the said Bank and its Branches by individuals or corporations; the security for said debts; the steps taken for their collection, and the probable loss on said debts: also, directing the Committee of Ways and Means to enquire into the expediency of reducing the annual expenses of said Bank and its Branches; which Resolutions were read, and ordered for consideration on Monday next.

The Senate attended, and joined the House in a ballot for Lieutenant Governor.

Mr. Jamison, from the Committee appointed to count the ballots given for Governor, reported, that no candidate had received a majority, and that there was no election.

Mr. JOSEPH A. BLACK, from the Committee on Privileges and Elections, to whom was referred the Presentment of the Grand Jury of Anderson, reported a Bill to amend the 10th Section of the first Article of the Constitution of this State; which was read the first time, and ordered to be read the second time on Monday next.

Mr. JAMISON, from the Committee on the Military, made a Report on the Report of the Adjutant and Inspector General; which was ordered for consideration on Monday next, and the Report of the Adjutant and Inspector General was ordered to be printed.

Mr. JAMISON, from the same Committee, to whom was referred a Resolution as to the expediency of forming an independent Battalion, reported a Bill to raise an independent Battalion of militia, and for other purposes; which was read the first time, and ordered to be read the second time on Monday next.

The Senate sent a Message, proposing to go forthwith into a second ballot for Governor, which was concurred in, and an answer was returned.

The Senate attended, and joined the House in a second ballot for Governor.

Mr. LARTIGUE, from the Committee appointed to count the ballots cast for Lieutenant Governor, reported, that J. F. Ervin was duly elected.

Mr. MANNING, from the Committee on Internal Improvements, made a Report on the Petition of sundry citizens of Charleston Neck, praying to be empowered to build a Bridge for the public use over a Creek at the northern extremity of Washington-street, and the Counter Petition thereon; which was ordered for consideration on Monday next.

Mr. DeSaussure presented the Account of A. H. Pemberton for printing and advertising; which was referred to the Committee on Claims.

Pursuant to notice, and by leave of the House, Mr. STUART introduced a Bill to alter and amend the third section of the second article of the Constitution of this State; which was read the first time, and ordered to be read the second time on Monday next.

The Senate returned to this House a Bill to amend an Act concerning the public works, passed on the 18th day of December, 1829; which was read the third time and passed. *Resolved*, that the title thereof be changed, and that it be called "an Act." Ordered, that it be sent to the Senate.

Mr. MIDDLETON presented the Petition of J. A. Leland for services rendered the State: which was referred to the Committee on Internal Improvements.

Mr. SIMONS presented the Petition of the Secretary of State, praying payment of his Account against the State; which were referred to the Committee on Claims.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred so much of the Governors Message as relates to funds in the hands of the Boards of Commissioners, reported a Bill to make further provision for the securities of public moneys under the control of the different Boards of Commissioners in this State; which was read the first time, and ordered to be read the second time on Monday next.

On motion of Mr. GILES,

Resolved, That the Committee on Privileges and Elections be instructed to enquire into the expediency of altering and amending the Constitution of this State, so as not to allow any citizen to vote in any District other than the District in which he resides, and that they have leave to report by Bill.

On motion of Mr. McMULLAN,

Resolved, That the Committe on the Military be instructed to inquire into and report *fully* to this House, what duties are now by law required to be performed by the Quarter-Master-General of this State; how many of them may be dispensed with, or have been conferred upon the Principals of the Military Schools in Charleston and Columbia? how many of the duties of that Officer can be discharge by other Officers of the State without additional labor or expense?

And furthermore, to enquire and report, the amount of salary now received by the Quarter-Master-General, and the expediency of abolishing said office.

Mr. McCARTHY, from the Committee appointed to count the votes given for Governor, at the second ballot, reported, That no candidate had received a majority.

A Message was received from the Senate, proposing to go forthwith into another ballot for Governor, which was concurred in, and an answer returned.

The Senate attended, and joined the House in a third ballot for Governor.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read the second time and ordered to be sent to the Senate:

"A Bill to permit James Jones to bring back into the State a certain slave." and

"A Bill to alter the time of holding the terms of the City Court of Charleston and for other purposes."

A Bill to authorize a subscription on the part of the State to a Branch Rail-Road from the S. C. Rail-Road to Camden, was read by its title and referred to the Committee on Internal Improvements.

Mr. McMULLAN, from the Committee appointed to count the votes given for Governor, on the third ballot, reported, that no candidate had received a majority.

The following Message was received from the Senate:

IN SENATE, Dec. 7, 1844.

Mr. Speaker and Gentlemen of the House of Representatives.

Senate propose to your House to go forthwith into a fourth ballot for Governor.

By order of the Senate:

ANGUS PATTESRON, *President.*

Mr. MIDDLETON moved to lay the Message on the table.

On the question, Will the House agree thereto? Tellers were called for, and the House divided.

The SPEAKER appointed Messrs. BROWN, DICKINSON, MIDDLETON and HERNDON to count the House.

The question was then taken, and the Tellers reported 47 in the affirmative, and 62 in the negative:—So the Message was not laid on the table.

An answer of concurrence was ordered, and the Senate attended and

joined the House in a 4th ballot for Governor.

On motion of Mr. NORTHROP, the Account of the College Treasurer was ordered to be printed.

The General Orders were resumed.

A Bill to amend the Attachment Laws of this State was ordered to *lie on the table.*

The following Bills were read by their titles and referred:

A Bill, from the Senate, to vest the right and title of the State in and to a certain house and lot in the village of Darlington in James Bell.

A Bill to abolish the punishment of death in cases of Forgery, and certain other crimes, and

A bill to establish the office and define the powers, duties and liabilities of public administrators of the estates of deceased persons, were referred to the Committee on the Judiciary.

Mr. MAYES, from the Committee appointed to count the votes given for Governor on the fourth ballot, reported that WILLIAM AIKEN received 88 votes, which is a majority, and that he is duly elected.

On motion of Mr. HUNT,

Ordered, that a Committee be appointed to wait on Mr. AIKEN, inform him of his election, and know when it will please him to qualify; whereupon the Speaker appointed Messrs. HUNT, BROWN and NORTHROP of the Committee.

On motion of Mr. MIDDLETON,

Ordered, that when this House adjourns, it shall be adjourned to meet at 11 o'clock A. M. on Monday next.

On motion of Mr. MEMMINGER,

The House adjourned at 45 minutes past 3 o'clock, P. M.

Monday, December 9, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The Senate sent to this House, "A Bill to alter and amend the law in relation to the pleadings and practice of Courts of Record; which was read the first time, and ordered to be read the second time to-morrow.

The following Message was received from the Senate:

IN THE SENATE, December 7, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate has appointed Messrs. MOSES and HENAGAN, a Special Committee on the part of the Senate, to wait on the Governor elect, and inform him of his election, and ascertain from him when it will be his pleasure to qualify, and ask your House to appoint a similar Committee to join the Committee of the Senate for that purpose.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer, informing the Senate that Messrs. HUNT, BROWN, and NORTHROP, were appointed a Committee to meet the Committee of the Senate.

Mr. BAUSKETT gave notice, that he will move to-morrow to suspend the 74th Rule of the House, to introduce a Petition of a private nature.

Mr. BROOKS presented the Petition of sundry citizens of Edgefield District, praying to open a new Road to the Town of Hamburg:

Also, the Petition of sundry citizens of Abbeville District, praying to open a new Road to the Town of Hamburg; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. YATES presented the Petition of the Friendly Botanic Thomsonian Society, praying for an Act of Incorporation; which was referred to the Committee on Incorporations:

Also, the Petition of sundry citizens of the Parishes of St. Philip's and St. Michael's, praying that the practitioners of the Thomsonian system may receive compensation for their services; which was referred to the Committee on the Judiciary.

The following Message was received from the Senate:

IN THE SENATE, December 9, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House, to go into a ballot for Attorney General and Solicitors of the Northern and Southern Circuits, this day, at half-past 12 o'clock.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

The following Message was also received from the Senate:

IN THE SENATE, December 9, 1844.

Mr. Speaker and Gentlemen,
of the House of Representatives:

Senate inform your House, that they have added Mr. FELDER to the Special Committee appointed to nominate suitable persons for a President and twelve Directors of the Bank of the State of South-Carolina, in the place of Mr. AIKEN.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of David Houser:

On the Petition of M. Gramling: and

On the Petition of D. J. Rumph and Adam Wactor; which were ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the Report of the Committee on Roads and Buildings of the Senate, on the Petition of James White, Trustee of Emeline Walkington, praying for a Charter of Jacksonboro' Ferry; which was ordered for consideration to-morrow.

Mr. DESAUSSURE, from the Committee on Federal Relations, to whom was referred the Protest and Declaration of the State of Rhode Island and Providence Plantations, a document transmitted by the Governor, made a Report, which was ordered for consideration to-morrow; and on motion of Mr. STUART, the Report was ordered to be printed.

The Senate attended, and joined the House in a ballot for Attorney General and Solicitors of the Southern and Northern Circuits.

Mr. JAMISON, from the Committee on the Military, made Reports,

On the Petition of a number of Officers of the 21st Regiment of South-Carolina Militia, praying the abolishment of Brigade Encampments:

On so much of the Message No. 1, of his Excellency the Governor, as relates to the repairing of damaged arms:

On the Petition of sundry citizens of Marion District, praying for the remvoal of Battalion muster ground No. 2; and

On a Resolution, directing an enquiry into the propriety of exempting Ministers of the Gospel, who have pastoral charges, from the performance of patrol duty, except in cases of invasion or domestic insurrection; which were ordered for consideration to-morrow.

Mr. JAMISON, from the same Committee, to whom was referred so much of the Governor's Message No. 1 as recommends a consolidation of the Military Academies at Charleston and Columbia, reported "a Bill to alter and amend an Act, entitled An Act to convert the Arsenal at Columbia, and the Citadel in and near Charleston, into Military Schools, passed in the year of our Lord eighteen hundred and forty-two; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HUNT, from the Committee on the Judiciary, made "a Report on a Bill to alter the law on the subject of bail;" which was ordered for consideration to-morrow.

Mr. W. GILMORE SIMMS, from the Joint Special Committtee on Public Printing, submitted the following Report, which was considered and agreed to.

The Joint Special Committee on Public Printing, on the part of the House of Representatives, beg leave to report, that after due consideration of the instructions from the House to the Committee on its behalf, in regard to the separation of the printing of the two Houses, they have concluded upon the adoption of this measure, and recommend that the Public Printing of the Senate and House of Representatives hereafter be divided.

Mr. SIMMS, from the same Committee, also submitted the following Report:

The Committee on Public Printing, on the part of the House of Representatives, beg leave to report, that after due consideration of the several proposals submitted to them, of Messrs. A. H. Pemberton, I. C. Morgan, and A. S. Johnston, they have accepted those of A. H. Pemberton, at the following prices, viz:—

Bills per page,	$1 48
Reports and Documents,	1 42
Daily Journals,	1 54
Calendars,	1 54
Acts,	2 86
2,000 Copies of the Reports, Resolutions, Journals, &c,	2 61.

The above work to be executed agreeably to the proposals, as advertised by the Clerks of the Senate, and House of Representatives, under the Joint Resolution of the General Assembly, at the annual Session of 1843.

On the question being put, Will the House agree to the Report? it passed in the affirmative. Yeas, 69. Nays, 39.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

The Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	Messrs. Haigler,	Messrs. Moody,
J. A. Alston,	Hardee,	Mordecai,
W. J. Alston,	E. Harleston,	P. P. Palmer,
Beckham,	J. Harleston,	Pinckney,
Bedon,	Harley,	Pope,
Bethea,	Henry,	Porter,
Brown,	Herndon,	Poyas,
Broyles,	Heyward,	Seymour,
Burrows,	Holland,	Shingler,
Calhoun,	Huger,	W. G. Simms,
Carew,	Hunt,	Simons,
Carn,	Jamison,	Snowden,
Chandler,	J. H. King,	Stuart,
Cooper,	H. S. King,	Sumter,
Crawford,	Lartigue,	Tandy Walker,
DeSaussure,	Littlejohn,	Wallace,
J. G. W. Duncan,	Lucas,	Ware,
English,	McCarthy,	Watson,
Geiger,	McCully,	Whaley,
Gibbs,	McMichael,	Wilson,
Griffin,	Maxwell,	Wingard,
Grimball,	Mayes,	Yates and
	Mills,	Zimmerman.

These who voted in the negative are,

Messrs. Barnes,	Messrs. Hardin,	Messrs. Phillips,
Joseph A. Black,	Herbert,	Pressly,
William C. Black,	Hough,	Read,
Brooks,	Irby,	Rodgers,
Cannon,	Johnson,	Sebring,
P. E. Duncan,	McMullan,	D. Thomson Sims,
Ervin,	Means,	E. P. Smith,
Fair,	Memminger,	Henry Smith,
Foster,	Middleton,	Joel Smith,
Gaillard,	Noble,	Strobhart,
Gowin,	O'Hanlon,	Traylor,
Gary,	E. G. Palmer,	Chas. Williams &
Giles,	Perrin,	G. W. Williams.

Mr. J. H. KING from the Medical Committee, made Reports:

On the Account of Dr. J. H. Boatwright:

On the Account of Dr. W. M. Lee, and

On the Account of Dr. T. J. Flinn; which were ordered for consideration to-morrow.

Mr. W. J. ALSTON, from the Committee on Public Buildings, to whom were referred the Presentment of the Grand Jury of Barnwell District, and the Petition of sundry citizens of Barnwell District, praying for an appropriation to build a new Court House and Jail for said District, made a Report, which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee to count the ballots given for Attorney General and Solicitors of the Southern and Northern Circuits, reported that Henry Bailey received 126 votes for Attorney General; Thomas N. Dawkins received 122 votes for Solicitor of the Northern Circuit, and John

D. Edwards received 126 votes for Solicitor of the Southern Circuit, which were majorities of all the ballots cast.

Whereupon, the SPEAKER declared that Henry Bailey is elected Attorney General; that Thomas N, Dawkins is elected Solicitor of the Northern Circuit; and that John D. Edwards is elected Solicitor of the Southern Circuit.

Mr. HUNT, from the Committee appointed to wait upon the Governor elect and inform him of his election; to ascertain if he accepted the office, and when he would attend and take the oath of office, reported, that they had performed that duty, and that the Governor elect had signified his acceptance of the office, and that he will attend and qualify to-morrow, at 12 o'clock, M.

Mr. STROBHART submitted the following Resolution, which was considered immediately, and referred to the Committee of the Whole House, to whom was referred so much of the Governor's Message No. 1 as relates to the Tariff, to Texas, and the Abolitionists, and ordered to be printed:

Resolved, That we have ever considered the *Rule*, commonly known as the "21st Rule," of the House of Representatives of the Congress of the United States, prohibiting the reception of Petitions in any way touching the subject of Southern slavery, as a *threshold check* to interference with our peculiar institutions: therefore

Resolved, That South-Carolina regrets to feel that the repeal of said rule by the present Congress has tended *much* to *weaken* her confidence in the good faith of the Democratic Party.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Account of B. Gass, late Sheriff of Kershaw:

On the Account of Joseph Baskins, late Sheriff of Kershaw:

On the Account of the Richland Artillery, a company of Pickens District: and

On the Account of J. N. Cardozo & Co., for public printing; which were ordered for consideration to-morrow.

Mr. FRASER gave notice that he will to-morrow ask leave to introduce "a Bill to alter the 10th Section of the first Article of the Constitution, so as to change the period of electing Senators and Members of the House of Representatives."

On motion of Mr. SIMONS,

Resolved, That it be referred to the Committee on the Judiciary to enquire and report upon the expediency of so amending the 3rd Section of an Act entitled "An Act to amend the laws in relation to slaves and free persons of color," passed December, 1834, as to give one half of the fine imposed thereby for the use of the State, the other for the informer.

Pursuant to notice, and by leave of the House, Mr. G. W. WILLIAMS introduced "a Bill to alter and amend an Act directing the manner of granting probates of wills and letters of administration, and for other purposes therein mentioned," passed the 13th day of March, 1789; which was read the first time, and ordered to be read the second time to-morrow.

Mr. STUART gave notice that he will ask leave to-morrow to introduce "a Bill to appropriate $20,000 to purchase and furnish an Executive Mansion in Columbia."

Pursuant to notice, and by leave of the House, Mr. FAIR introduced a Bill to alter the times of holding Courts of Equity in certain Districts in the fifth Equity Circuit;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. SIMONS gave notice that he will ask leave to-morrow to introduce "a Bill to alter and amend the 6th Section of the Act more effectually to prevent free negroes and persons of color from entering into this State, and for other purposes," passed the 19th December, 1835, so as to give one half of the penalty therein for the use of the State, and the other half for the informer.

On motion of Mr. O'HANLON,

Resolved, That the Committee of Ways and Means be instructed to enquire into the expediency of imposing a tax on moneyed capital.

On motion of Mr. CHESNUT, the following Resolution was *taken up*:

Resolved, That the present session of the General Assembly be adjourned on Monday, the 16th of December, instant.

On motion of Mr. E. G. PALMER, "Monday, the 16th," was stricken out, and "Wednesday, the 18th," inserted.

A motion was then made to re-consider the vote taken on striking out the words "Monday, the 16th," for the purpose of inserting "Wednesday, the 18th," and the question being put, Will the House re-consider? it was decided in the negative.

Yeas, 23. Nays, 90.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. W. J. Alston,	Herbert,	Middleton,
Joseph A. Black,	Henry,	O'Hanlon,
Brooks,	Herndon,	Stuart,
Bull,	Holland,	Torre,
Carn,	Hunt,	C. Williams, and
DeSaussure,	Irby,	Yates.
Fair,	Littlejohn,	
Gary,	Means,	

Those who voted in the negative are:

Messrs. J. A. Alston,	Grimball,	Phillips,
Barnes,	Haigler,	Pinckney,
Beckham,	Hardee,	Pope,
Bedon,	Edw. Harleston,	Porter,
Bethea,	John Harleston,	Poyas,
W. C. Black,	Harley,	Pressly,
Blakeney,	Heyward,	Read,
Brown,	Hough,	Rodgers,
Broyles,	Huger,	Sebring,
Burrows,	Jamison,	Seymour,
Calhoun,	Johnson,	Shingler,
Cannon,	J. H. King,	D. T. Sims,
Carew,	H. S. King,	W. G. Simms,
Chandler,	Lartigue,	Simons,
Chesnut,	Lucas,	E. P. Smith,
Cooper,	McCarthy,	Henry Smith,
Crawford,	McCully,	Joel Smith,
J. G. W. Duncan,	McMichael,	Snowden,
P. E. Duncan,	McMullan,	Strobhart,
Ellerbe,	Manning,	Traylor,
English,	Maxwell,	Jas. M. Walker,

Ervin,	Mayes,	Tandy Walker,
Foster,	Memminger,	Wallace,
Fraser,	Mills,	Ware,
Gowin,	Moody,	Watson,
Geddes,	Mordecai,	Whaley,
Geiger,	Noble,	G. W. Williams,
Gibbs,	E. G. Palmer,	Wilson,
Giles,	Peter P. Palmer,	Wingard, and
Griffin,	Perrin,	Zimmerman,

On motion of Mr. CARN,

Ordered, That the Report of the Committee on Privileges and Elections, touching the St. Bartholomew's Election, be printed.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Reports were considered and agreed to:

Reports of the Committee on Internal Improvements,

On a Resolution, directing them to enquire into the expediency of declaring navigable all streams capable of being used for rafting or boating: and

On the Petition of George Walker, to be refunded the amount of verdict and costs, recovered against him as Superintendent of Public Works: and

The Report of the Committee on Roads, Bridges and Ferries, on the Petition of citizens of Newberry, Union and Spartanburg, praying for a re-charter of Maybin's and Henderson's bridges.

The General Orders were suspended, and Mr. CAREW presented the Private Annual Report of the President of the Bank of the State of South-Carolina; which was referred to the Special Committee appointed to nominate suitable persons for President and Directors of said Bank.

On motion of Mr. JOSEPH A. BLACK, the Special Order for this day at 1 o'clock P. M., was discharged, and the same was made the special order of the day for this day at 3 o'clock, P. M.

The General Orders were resumed.

The Report of the Committee on Roads, Bridges and Ferries, on the Petition of W. A. Morcock, praying for the Charter of the Beaufort Ferry, was considered and agreed to.

On motion of Mr. HUNT, "A Bill to amend the Attachment Laws of this State," was *taken up*, and read the second time, and ordered to be sent to the Senate.

On motion of Mr. JOSEPH A. BLACK, the House then resolved itself into a Committee of the Whole House, Mr. PERRIN in the Chair, on sundry Memorials, Petition, Presentment, and a Resolution, proposing a change in the present mode of electing Electors of President and Vice President of the United States, and of Governor of the State; and on a Bill to provide for the election in this State of Electors of President and Vice President of the United States, by the people; and after some time spent therein, the Speaker resumed the Chair, and Mr. PERRIN, from the Committee of the Whole, reported that they had had the subject committed to them under consideration, and had made progress therein.

Mr. MEMMINGER moved to postpone indefinitely the further consideration of the said Memorials, Petition, Presentment, Resolution and Bill; which was decided in the negative.

YEAS, 56. NAYS, 59.

The yeas and nays were requested, and are as follows:
Those who voted in the affirmative are:

Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Messrs. Herndon,	Messrs. E. G. Palmer,
John A. Alston,	Heyward,	Peter P. Palmer,
Wm. J. Alston,	Holland,	Perrin,
Bauskett,	Huger,	Pope,
Bedon,	Hunt,	Porter,
Brooks,	Jamison,	Read,
Brown,	Johnson,	Shingler,
Burrows,	J. H. King,	W. G. Simms,
Carew,	H. S. King,	Simons,
Carn,	Lartigue,	Joel Smith,
Cooper,	Lucas,	Snowden,
English,	McCarthy,	Strobhart,
Ervin,	McMichael,	Stuart,
Fraser,	Manning,	Sumter,
Geddes,	Means,	Torre,
Grimball,	Memminger,	Jas. M. Walker,
Hardee,	Middleton,	Whaley, and
Edw. Harleston,	Mordecai,	Yates.
John Harleston,		

Those who voted in the negative are:

Messrs. Barnes,	Messrs. Gary,	Messrs. Phillips,
Beckham,	Geiger,	Pinckney,
Bethea,	Gibbs,	Pressly,
Joseph A. Black,	Giles,	Rodgers,
Wm. C. Black,	Griffin,	Sebring,
Blakeney,	Hardin,	Seymour,
Broyles,	Harley,	D. Thomp. Sims,
Calhoun,	Herbert,	E. P. Smith,
Cannon,	Henry,	Henry Smith,
Chandler,	Hough,	Traylor,
Chesnut,	Irby,	Tandy Walker,
Crawford,	Littlejohn,	Wallace,
DeSaussure,	McCully,	Ware,
J. G. W. Duncan,	McMullan,	Watson,
P. E. Duncan,	Maxwell,	Chas. Williams,
Ellerbe,	Mayes,	G. W. Williams,
Fair,	Mills,	Wilson,
Foster,	Moody,	Wingard, and
Gaillard,	Noble,	Zimmerman.
Gowin,	O'Hanlon,	

Mr. PINCKNEY then moved to postpone the further consideration of said Memorials, Petition, Presentment, Resolution and Bill to the first day of the next session of the General Assembly; which passed in the affirmative.

YEAS, 78—NAYS, 35.

The yeas and nays were requested, and are as follows:
Those who voted in the affirmative are:

The Honorable W. F. Colcock, Speaker, and

Messrs. Aiken,	Messrs. Herbert,	Messrs. Peter P. Palmer,
John A. Alston,	Henry,	Perrin,
Wm. J. Alston,	Heyward	Phillips,
Bauskett,	Holland,	Pinckney,
Beckham,	Huger,	Pope,
Bedon,	Hunt,	Porter,
Brooks,	Irby,	Pressly,
Brown,	Jamison,	Sebring,
Burrows,	Johnson,	Shingler,
Carew,	J. H. King,	D. T. Sims,
Carn,	H. S. King,	Wm. G. Simms,
Chandler,	Lartigue,	Simons,
Cooper,	Littlejohn,	Joel Smith,
DeSaussure,	Lucas,	Snowden,
J. G. W. Duncan,	McCarthy,	Strobhart,
English,	McCully,	Stuart,
Ervin,	McMichael,	Sumter,
Fraser,	Manning,	Torre,
Geddes,	Maxwell,	Traylor,
Geiger,	Mayes,	Jas. M. Walker,
Gibbs,	Memminger,	Tandy Walker,
Grimball,	Middleton,	Wallace,
Hardee,	Mills,	Whaley,
Edw. Harleston,	Mordecai,	Wingard, and
John Harleston,	Noble,	Yates,
Harley,	E. G. Palmer,	

Those who voted in the negative, are:

Messrs. Barnes,	Messrs. Fair,	Messrs. O'Hanlon,
Bethea,	Foster,	Rodgers,
Joseph A. Black,	Gaillard,	Seymour,
Wm. C. Black,	Gowin,	E. P. Smith,
Blakeney,	Gary,	Henry Smith,
Broyles,	Giles,	Ware.
Calhoun,	Griffin,	Watson,
Cannon,	Hardin,	Chas. Williams,
Chesnut,	Herndon,	G. W. Williams,
Crawford,	Hough,	Wilson and
P. E. Duncan,	McMullan,	Zimmerman.
Ellerbe,	Moody,	

Mr. CAREW gave notice that he will ask leave to-morrow, to introduce "a Bill to provide for the appointment of the State Reporter by the Judges of the Courts of Law and Equity."

On motion of Mr. BLAKENEY,

Resolved, That it be referred to the Committee on the Judiciary, to enquire into the expediency of providing for a more definite mode of preparing the reports of cases carried up to the Appeal Court.

Mr. HERNDON presented the Petition of citizens of Union District, praying that a neighborhood road may be established as a public road; which was referred to the Committee on Roads, Brides and Ferries.

The General Orders were resumed.

The House considered and agreed to a Resolution submitted by Mr. STROBHART, on Saturday last, directing the Committee on Privileges and

Elections to enquire into the expediency of so amending the constitution, as to increase the property qualification of voters.

The following Bills were read by their titles and referred:

"A Bill," from the Senate, "to require the official bonds of district officers to be recorded in the office of the Register of Mesne Conveyances of the district where such officers shall be elected or appointed to act," was referred to the Committee on District Offices and Officers:

"A Bill," from the Senate, "to amend an Act entitled an Act to amend the Act of 1788, commonly called the Prison Bounds Act, passed the 19th day of December, 1833:

"A Bill to provide for the punishment of persons disturbing the peace of this State, under color of authority from other States of the Union: and

"A Bill to alter and amend the third section of the 2d article of the Constitution of this State;" were referred to the Committee on the Judiciary.

"A Bill," from the Senate, "to regulate the auditing of contingent accounts against the State," was referred to the Committee of Ways and Means.

"A Bill to prevent the selling of spirituous liquors to any soldier in the service of the United States," was referred to the Committee on the Military.

On motion of Mr. PINCKNEY, the Special Order of the day for this day at 12 o'clock was discharged, and so much of the Governor's Message No. 1 as relates to the Tariff, to Texas and to the Abolitionists, and sundry Resolutions on Federal policy, were made the Special Order of the day for Wednesday next, at 12 o'clock M., in Committee of the Whole House.

On motion of Mr. WILLIAM C. BLACK, the House adjourned at 23 minutes past 4 o'clock, P. M.

Tuesday, December 10, 1844.

At the Hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. HERBERT presented the Petition of sundry citizens of Newberry District, praying an additional place of election; which was referred to the Committee on Privileges and Elections.

Mr. IRBY presented the Petition of sundry citizens of the village of Laurens, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Pursuant to notice given yesterday, and on motion of Mr. McCARTHY, the 74th Rule was suspended.

Mr. McCARTHY presented the Account of Charles Wilcox, Jailor, for board of State prisoners, and articles furnished them:

Mr. BLAKENEY presented the Account of John Stubbs, for Printing:

Mr. JAMISON presented the Petition of Oswald Reader, praying compensation for a slave executed; which were severally referred to the Committee on Claims.

Mr. ELLERBE presented the Return of the Commissioners of Free Schools for Marlboro' District, for the year 1844; which was referred to the Committee on Education.

Mr. GEIGER presented the Petition of the Commissioners of the Poor for Lexington District, praying to be exempted from prosecution, for failing to make a return to the Circuit Court; which was referred to the Committee of Ways and Means.

Messrs. ORR, MILLER and HAIGLER, who were absent yesterday, when the vote was taken on the indefinite postponement of the Memorials Petition, Presentment and Resolution, proposing a change in the mode of electing Electors of President and Vice President of the United States, and of Governor of this State, were permitted to read the votes they would have given, if present, and their names having been called for that purpose. Messrs. ORR and PALMER answered no, and Mr. HAIGLER answered aye.

They were also permitted to record the vote they would have given, if present, on the vote to postpone the further consideration of the same, to the first day of the next Session, and their names having been called for that purpose, Messrs. ORR and MILLER answered no, and Mr. HAIGLER answered aye.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, to whom were referred sundry Petitions and Memorials, introduced "A Bill to establish certain Roads, Bridges and Ferries," which was read the first time, and ordered to be read a second time to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of J. A. Leland, and

On the Petition of G. B. Greer; which were ordered for consideration to-morrow.

Mr. J. R. AIKEN, from the Committee on Accounts, made a Report on a Resolution in relation to a reduction in the Fee Bill; which was ordered for considertaion to-morrow.

Mr. NORTHROP, from the Committee on Education, made Reports,

On the Report of the Vestry of St. James, Goose Creek, on the Ludlow School fund:

On the Presentment of the Grand Jury of Darlington District, Spring Term, 1844: and

On so much of the Governor's Message No. 2, as relates to the establishment of a Professorship of Greek Literature in the College; which were ordered for consideration to-morrow.

Mr. MANNING presented the petition of J. W. Knowlton, praying payment of a balance of pension; which was referred to the Committee on Pensions.

Mr. DESAUSSURE, from the Committee on Federal Relations, made Reports,

Upon the Resolution of enquiry as to extending pecuniary aid to Texas, which was ordered for consideration to-morrow, and to be printed:

Also, upon the Resolves of the Legislature of Massachusetts, touching French Spoliation upon American Commerce prior to 1800; which was ordered for consideration to-morrow.

Mr. PERRIN, from the Committee on Privileges and Elections, made a Report, on a Resolution instructing the said Committee to enquire into and report upon the expediency of so amending the Constitution of this State, as to increase the property qualification of any voter, voting out of the Parish or District in which he resides; which was ordered for considerntion to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report, on "A Bill to authorize a subscription on the part of the State, to a Branch Rail Road from the S. C. Rail Road to Camden;" which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. SIMONS introduced

"A Bill to amend the 6th Section of an Act entitled An Act more effectually to prevent Free negroes and other persons of color from entering into this State, and for other purposes, passed 19th December, 1835;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. CAREW, from the Special Joint Committee appointed to nominate suitable persons for President and Directors of the Bank of the State of South-Carolina, made a Report, recommending the following persons, which was ordered to lie on the table and to be printed:

For President—F. H. Elmore. *Directors*—D C. Webb, Samuel Burger, Alexander M'Donald, W. C. Dukes, M. T. Mendenhall, Robert Caldwell, George N. Reynolds, John S. Ashe, William B. Pringle, James S. Bowie, H. T. M'Gee, William M. Lawton.

On motion of Mr. CANNON,

Resolved, That the Committee on Internal Improvements enquire into the expediency of requiring the Ordinaries to prepare the petition now required by law to be signed by persons applying for Letters of Administration on intestate estates.

The House then proceeded to the consideration of the

GENERAL ORDERS.

"A Bill to alter and amend the Law on the subject of Insolvent Debtors, and for other purposes," was called for a second reading.

On motion of Mr. HUNT, Ordered, that the Bill *lie on the table*, and that it be again printed.

A Bill to authorize the CityCouncil of Charleston to establish a Bridge over Ashley River, and for other purposes therein mentioned, was called for a second reading, and ordered *to lie on the table*.

The Report of the Committee on Claims, on the petition of John B. O'Neall, was ordered to *lie on the table*.

An unfavorable Report of the Committee on Roads, Bridges and Ferries, upon a Resolution as to the expediency of paying warners, was agreed to.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims, on the Petition of sundry citizens of Beaufort, praying that certain expenses incurred by R. Y. Cary, may be refunded.

On the account of Dubose & Johnston, for printing Ruffin's Report: and

On the account of Symmes & Bridwell, for printing: and

The Reports of the Committee of Ways and Means,

On the Petition of Lucy P. Green:

On the Petition of Joseph D. Allen; and

On the Petition of Willis Stansell.

"A Bill to amend the seventh section of an Act, entitled, an Act to amend and explain the Militia Laws of this State, passed on the 19th day of December, in the year of our Lord one thousand eight hundred and nine," was read the second time, and ordered to be sent to the Senate.

"A Bill to increase the powers and duties of the Court of Ordinaty," was called for a second reading, and ordered to *lie on the table*.

"A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-four," was read the second time and ordered to be sent to the Senate.

The following unfavorable reports were considered and agreed to:

Reports of the Committee on the Judiciary,

On the Petition of Carlos Tracy; and

On sundry Petitions relative to J. M. Aggar: and

The Report of the Committee of Ways and Means, on the Petition of John Markley.

The following Reports were considered and agreed to, and were ordered to be sent to the Senate for concurrence:

Report of the Committee of Ways and Means, on the Report and Petition of the Commissioners of the Poor for Georgetown District, as to the transient poor:

Report of the Medical Committee, on the Petition of citizens of Barnwell, praying compensation for Dr. J. E. Bignon:

Report of the Special Joint Committee appointed to examine the Executive Contingent Accounts; and the

Report of the Committee on Education, on so much of the Governor's Message, No. 2, as relates to the fund for the deaf, dumb and blind.

The House concurred in and ordered to be returned to the Senate,

A Resolution in relation to the Beaufort College:

Report of the Committee on Claims of the Senate, on the Petition of John B. O'Neall; and

The Report of the same Committee, on the Petition of R. G. Ferrell.

The Report of the Committee on the Judiciary, on the subject of an appropriation for the Library of the Court of Appeals, was recommitted to the same Committee.

INAUGURATION OF THE GOVERNOR.

At 12 o'clock, M. the Senate attended in the Hall of the House of Representatives, and immediately after, Mr. WILLIAM AIKEN, Governor elect, accompanied by Governor HAMMOND, and the Joint Committee of Arrangements, entered the Hall.

The Governor elect addressed the members of the General Assembly, acknowledging his profound sense of gratitude for this expression of public confidence, manifested by his election to preside over the Executive Department of the Government.

The SPEAKER of the House of Representatives then administered to the Governor elect the constitutional oath of office.

The SPEAKER, accompanied by the Members, and attended by the Officers of the House, went to the Senate Chamber, where the President of the Senate delivered to the Governor his commission; and from thence, the Governor, accompanied by the President of the Senate and the Speaker of the House of Representatives, with the Members of the General Assembly, repaired to the Eastern Portico of the Capitol, where the Sheriff of Richland District read the Governor's commission, and made proclamation of his election.

The SPEAKER resumed the Chair.

The Senate returned to this House,

An Act to amend an Act concerning the Public Works, passed on the eighteenth day of December, one thousaad eight hundred and twenty-nine; which was committed to the Committee on Engrossed Acts.

The Senate sent to this House, the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

"A Bill to declare the meaning of an Act prescribing the mode of electing

Clerks, Sheriffs and Ordinaries, passed on the 21st day of December, Anno Domini one thousand eight hundred and thirty-nine; and

"A Bill to exempt the St. Helena Rifle Company from attending Regimental and Battalion reviews."

The Senate sent to this House for concurrence, the Reports of the Committee on the Military and Pensions, on the Petition of Francis E. Reeves, and on the Petition of Elizabeth Brown, daughter of Sergeant Jasper; which were referred to the Committee on Pensions:

Also, the Reports of the Committee on Claims,

On the Petition of George B. Locke; and

On the Claim of William W. Purse; which were referred to the Committee on Claims of this House.

The General Orders were resumed, and

"A Bill further to prevent the fraudulent packing and weighing of Cotton," was called for a second reading. The House agreed to the Report of the Committee on the Judiciary thereon, recommending that said Bill do *not* pass.

The General Orders were suspended, and Mr. STUART presented the Memorial of sundry citizens of St. Luke's Parish, protesting against the Bank of Charleston holding the lands and negroes of the estate of John Stoney, deceased, and cultivating Cotton for market; which was referred to the Committee on the Judiciary and ordered to be printed.

On motion of Mr. STUART,

Resolved, That the Committee on the Judiciary be instructed to enquire whether the acts charged in said Memorial involve a forfeiture of charter.

Mr. STUART submitted the following Resolution, which was ordered *to lie on the table.*

Resolved, That the Committee of Ways and Means be instructed to incorporate in the Appropriation Bill an appropriation of dollars, for the purchase and furnishing of an executive mansion in Columbia.

On motion of Mr. STUART,

Resolved, That the Committee of Ways and Means be instructed to enquire and, if satisfied of the expediency of such action, report a Bill, to place all the Banks in the State upon the same footing, as to periodical exhibits of their business.

The General Orders were resumed.

The following Bills were read the second time, and ordered to be sent to the Senate:

"A Bill to increase the compensation of Grand and Petit Jurors;" and

"A Bill to grant a pension to Elizabeth Brown."

The Report of the Committee of Ways and Means, on a Resolution of enquiry as to the available balance in the Treasury on the 1st of January next, was considered and agreed to.

The House agreed to the Report of the Committee on the Judiciary, on the Petition of James L. Gantt, and ordered it to be sent to the Senate for concurrence.

The Report of the Committee on the Judiciary, on the Petition of S. G. W. Dill and others, was ordered *to lie on the table.*

The House agreed to a Resolution, submitted by Mr. STUART on Saturday last, instructing the Committee on the Judiciary, to enquire and Report, whether, under its Charter, any Bank in this State is authorized to hold real estate and negroes permanently.

The following Resolutions, submitted by Mr WALLACE on Saturday last, were read:

1st. *Resolved*, That the President of the Bank, be requested to Report to this House as soon as practicable, the amount of outstanding debts due the Bank and its Branches for loans made to individuals: the amount due for loans made to corporate bodies: the aggregate amount of debts due for each year, from the date of the oldest debt due the Bank, down to the 1st day of January 1844.

2d. *Resolved*, That the President of the Bank also report to this House, what corporate bodies are indebted to the Bank for loans made by the Bank; the amount of the indebtedness of each; the time when the loans were made, and what security the State has for the payment of the sums due; and that he do also inform this House what steps, if any, the Bank has taken towards collecting the debts referred to in these Resolutions, and what will be the probable loss to the State on the debts due by the corporate bodies, and what the probable loss on the debts due by individuals.

3d. *Resolved*, That the extraordinary amount of annual expenses incurred by the Bank and its Branches, for salaries and contingent expenses, as shown by the President and Directors of the Bank, for the last fiscal year; the large suspended debt of the Branches of the Bank at Camden and Columbia demand the serious consideration of the House, and call loudly for speedy and effectual reform.

4th. *Resolved*, That it be referred to the Committee of Ways and Means, to require into, and to Report to this House, as soon as practicable, as to the expediency of reducing the annual expenses of the Bank and its Branches, by the reduction of salaries, and the abolishing useless offices, and that they report by bill or otherwise.

The House considered and agreed to the first Resolution, and refused to agree to the second and third Resolutions.

The question was then put, Will the House agree to the 4th Resolution? which was decided in the negative.

YEAS, 52. NAYS, 63.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are:

Messrs. Aiken,
William J. Alston,
Barnes,
Bauskett,
Beckham,
Bethea,
Brooks,
Broyles,
Calhoun,
Cannon,
Chandler,
Cooper,
Crawford,
J. G. W. Duncan,
P. E. Duncan,
Ervin,
Foster,
Gaillard,
Gowin,
Gary,
Geiger,
Gibbs,
Giles,
Griffin,
Haigler,
Harley,
Holland,
Hough,
Irby,
McCully,
Maxwell,
Mayes,
Miller,
Mills,
Moody,
Noble,
O'Hanlon,
Orr,
E. G. Palmer,
Pope,
Shingler,
D. Thompson Sims,
Henry Smith,
Joel Smith,
Traylor,
Tandy Walker,
Wallace,
Ware,
Watson,
Wingard,
Yates, and
Zimmerman.

Those who voted in the negative are:

The Hon W. F. Colcock, Speaker, and

Messrs. John A. Alston,
Bedon,
Joseph A. Black,
William C. Black,
Blakeney,
Brown,
Bull,
Carew,
Carn,
DeSaussure,
Dickinson,
Ellerbe,
English,
Fair,
Fraser,
Geddes,
Grimball,
Hardin,
Edward Harleston,
J. Harleston,
Herbert,
Henry,
Heyward,
Hunt,
Jamison,
J. H. King,
H. S. King,
Lartigue,
Lucas,
McCarthy,
McMichael,
McMullan,
Manning,
Means,
Memminger,
Middleton,
Mordecai,
Northrop,
Peter P. Palmer,
Perrin,
Phillips,
Pinckney,
Porter,
Poyas,
Pressly,
Read,
Rodgers,
Sebring,
Seymour,
W. Gilmore Simms,
Simons,
E. P. Smith,
Snowden,
Strobhart,
Stuart,
Sumter,
Torre,
James M. Walker,
Whaley,
Charles Williams.
G. W. Williams, and
Wilson.

"A Bill to amend the 10th Section of the 1st Article of the Constitution of this State" was read the second time, and after some time spent in the consideration thereof, on motion of Mr. HENRY, the debate thereon was adjourned to to-morrow.

Mr. BROWN gave notice, that he will ask leave to-morrow, to suspend the 74th Rule, to enable him to present a Petition of a private nature.

Mr. BAUSKETT, from the Committee on Incorporations, to whom was referred the Petition of the members of the Rocky Creek Church of Abbeville District, introduced "A Bill to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. BAUSKETT, from the same Committee, to whom were referred sundry Petitions ond Memorials, praying certain incorporations, reported "A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted;" which was read the first time, and ordered to be read the second time to-morrow.

The Senate concurred in and returned to this House, a Resolution to adjourn the present Session of the General Assembly on the 18th instant.

The Senate sent for concurrence, a Resolution, appointing Managers of Elections for Lancaster District; which was referred to the Committee on Privileges and Elections of this House.

On motion of Mr. CANNON,

Resolved, That the Committee on Internal Improvements be instructed to enquire into the expediency of repealing the proviso contained in the 1st Section of an Act, entitled An Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State, passed the 19th December, 1843, and report by Bill or otherwise.

On motion of Mr. HERBERT, the House adjourned, at 22 minutes past 4 o'clock, P. M.

Wednesday, December 11, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House the Report of the Committee on Pensions, on the Petition of Frances E. Reeves, in which they had concurred.

The Senate sent to this House for concurrence,

The Report of the Committee on Claims,

On the Petition of sundry citizens of Beaufort District, praying that certain moneys expended by R. Y. Carey, in attending Court, be refunded to him; which was referred to the Committee on Claims of this House:

Also, the Report of the Committee on the Military and Pensions, on the Petition of Hannah Hudgeons, praying a pension; which was referred to the Committee on Pensions of this House:

Also, the Report of the Joint Committee on the contingent account of his Excellency the Governor; which was ordered *to lie on the table*:

Also, a Resolution for the appointment of a Manager of Elections for York District; which was referred to the Committee on Privileges and Elections.

The Senate sent to this House,

A Bill to permit John W. Leak to erect Mills on Thompson's Cteek, near Cheraw; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YATES presented the Petition of Lewis DeMotte and others, praying that practitioners under the Thomsonian System may be allowed to recover compensation for their services; which was referred to the Committee on Grievances.

Mr. E. G. PALMER, from the Committee on Agriculture, made reports,

On sundry Petitions of several Agricultural Societies of this State, praying a continuance of the Geological survey:

On a Resolution inquiring into the expediency of granting a bounty on the culture of Silk: and

On the Petition of William B. Villard, praying compensation for the developement of the agricultural resources of the State; which were severally ordered for consideration to-morrow.

Mr. E. G. PALMER, from the Committee on Agriculture, to whom was referred the Petition of the State Agricultural Society, reported "A Bill for the encouragement of Agriculture," which was read the first time, and ordered to be read the second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petitions of sundry citizens of Laurens, Abbeville, Edgefield, and the town of Hamburg, praying the opening of a new road from Market street in Hamburg, to the Mountain road near Pretty run; also, the Counter Petition of sundry citizens of the town of Hamburg against the said Road: and

On the Petition of sundry citizens of Union District, praying that a neighborhood road may be established as a public road; which were ordered for consideration to-morrow.

Mr. HENRY, from the Committee on District Offices and Officers, made Reports,

On a Resolution as to the expediency of publishing and distributing the poor laws, and

On "a Bill to extend the jurisdiction of Magistrates, in cases arising upon contracts;" which were ordered for consideration to-morrow.

On motion of Mr. HENRY, the Committee on District Offices and Officers was discharged from the consideration of the Petition of sundry citizens of Edgefield District, praying the appointment of Magistrates for said District, and the said Petition was referred to the Edgefield Delegation.

Mr. McMULLAN, from the Committee on Pensions, made Reports,

On the Petition of Hannah Hudgeons:

On the Petition of Benjamin Dickson, Sen.; and

On the Petition of Milly Ward; which were ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On a Petition concerning vacant lands taken up since the law of 1819, was passed; and

On the Petition of Lewis Pou; which were ordered for consideration to-morrow.

The SPEAKER laid before the House the Account of Thomas W. Glover, Clerk of the House of Representatives, for paper and stationery; which was referred to the Committee on Claims.

Pursuant to notice given yesterday, and on motion of Mr. BROWN, the 74th Rule of this House was suspended, and Mr. J. G. W. DUNCAN presented the Account of Dr. J. O. Hagood, for services rendered to a transient pauper lunatic; and the Account of Dr. Joseph W. Duncan, for services rendered in the examination of a non-resident pauper lunatic, under orders from Magistrates; which were referred to the Medical Committee.

Mr. FAIR presented the Petition of John W. Summers, Trustee, praying compensation for a slave executed: and

Mr. JOSEPH A. BLACK presented the Account of I. C. Morgan for Printing; which were severally referred to the Committee on Claims.

Mr. J. H. KING, from the Medical Committee, made a Report on the Account of Dr. J. J. Barkly; which was ordered for consideration to-morrow.

Mr. PERRIN, from the Abbeville Delegation, made Reports,

On the Petition of citizens of Abbeville, praying for the appointment of two additional Magistrates, and

On the Petition of citizens of the said District, praying that John F. Clinkscales be appointed a Magistrate; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of Dr. Wm. L. Pickett:

On the Petition of the Commissioners of the Poor for Lexington District:

On the Petition of Leroy Secrest, late Sheriff of Lancaster District:

On the Petition of Charles Panknin; and

On so much of the Comptroller General's Report as relates to lotteries: which were ordered for consideration to-morrow.

Mr. HUNT, from the Committee on the Judiciary, to whom was referred a Resolution, as to preparing cases for the Appeal Courts, reported "A Bill to provide for a more definite mode of preparing the Reports of cases carried up to the Appeal Court;" which was read a first time and ordered to be read the second time to-morrow.

Mr. WILSON, from the Committee on Colored Population, made a Re-

port, on the presentment of the Grand Jury of Sumter, respecting the mode of giving permits to slaves; which was ordered for consideration to-morrow,

Mr. WILSON, from the same Committee, to whom was referred a Resolution as to the expediency of amending an Act of 1835, prohibiting free negroes and persons of color from entering the State, reported "A Bill to amend an Act entitled an Act to amend the Law in relation to slaves and free persons of color;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. DeSAUSSURE, from the Committee on Federal Relations, made Reports, on Resolutions of the State of Connecticut, upon the assumption of State debts by the General Government; and

On the Resolutions of the State of Georgia, as to the exchange of public documents; which were ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was referred a Resolution as to the expediency of repealing the proviso contained in the first section of an Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State, reported "a Bill to amend an Act entitled an Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State;" which was read the first time and ordered to be read the second time to-morrow.

Mr. MIDDLETON submitted the following Resolutions, which were agreed to:

1. *Resolved*, That the Resolution adopted on Friday last, in relation to the printing of Bills, referred to Standing Committees be rescinded.

2. *Resolved*, That each Chairman of a Standing Committee be authorized to order the printing of all Bills, referred before reporting thereon, when such printing may seem to him necessary or convenient.

Mr. ENGLISH submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Superintendent of Public Works be, and he is hereby instructed to report to this Legislature, at its next session, the number of bridges, and their respective length, on the State Road leading from Columbia to Charleston, and the cost of building and keeping the same in repair, from the opening of the Road to the present time, with the view of ascertaining if any deduction of expenses can be made by substituting more durable material for rebuilding them as they require it.

Pursuant to notice, and by leave of the House, Mr. CAREW introduced "A Bill to provide for the appointment of the State Reporter by the Judges of the Courts of Law and Equity;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. GAILLARD gave notice, that he will ask leave to-morrow, to introduce "A Bill to authorize the collection of costs, where recovery is had in certain actions hereafter to be brought."

Mr. DeSAUSSURE, from the Committee on Federal Relations, made a Report, on Resolutions of the States of Georgia and Connecticut, relating to the repudiation of State debts; which was ordered for consideration to-morrow.

Mr. O'HANLON gave notice, that he will to-morrow ask leave to introduce "A Bill to reduce the rate of interest from seven to six per cent.

On motion of Mr. STUART,

Resolved, That the Committee on Federal Relations be instructed to en-

quire and report on the expediency of an enactment by the Federal Congress, of a uniform mode of choosing electors of President and Vice President, on the District system throughout all the States of this Confederacy.

The Senate returned to this House "a Bill to exempt the pilots of the Bar and Harbor of Charleston, from Jury duty;" which was read the third time, and passed:

Resolved, That the title thereof be changed; that it be called "an Act," and sent to the Senate.

On motion of Mr. HUNT, the Committee on the Judiciary was discharged from the consideration of the Petition of sundry citizens of St. Philip's and St. Michael's, praying that those who practice under the Thompsonian system of Medicine, may receive compensation for their services; and the same was referred to the Medical Committee.

The House then proceeded to the consideration of the

GENERAL ORDERS.

"A Bill to amend the tenth section of the first article of the Constitution of this State," the debate on which was adjourned to this day, was read the second time.

On motion of Mr. JOSEPH A. BLACK, a call of the House was then ordered, and the Roll being called twice, all the members answered to their names, except Messrs. BAUSKETT and HERNDON.

Further proceedings in the call were dispensed with.

The question was then put: Shall this Bill be sent to the Senate? And it passed in the affirmative, two-thirds of the representation in this House agreeing thereto.

Yeas, 85. Nays, 35.

The yeas and nays were called and taken, agreeably to the provision of the Constitution.

Those who voted in the affirmative are:

Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Gaillard,	Miller,
W. J. Alston,	Gowin,	Mills,
Barnes,	Gary,	Moody,
Beckham,	Geiger,	Mordecai,
Bedon,	Gibbs,	Noble,
Bethea,	Giles,	Northrop,
Joseph A. Black,	Griffin,	Orr,
William C. Black,	Haigler,	Porter,
Blakeney,	Hardee,	Pressly,
Brooks,	Hardin,	Rodgers,
Brown,	Edward Harleston,	Sebring,
Broyles,	Harley,	Seymour,
Burrows,	Herbert,	D. Thompson Sims,
Calhoun,	Henry,	W. Gilmore Simms,
Cannon,	Hough,	E. P. Smith,
Chandler,	Huger,	Henry Smith,
Chesnut,	Hunt,	Strobhart,
Cooper,	Irby,	Sumter,
Crawford,	Johnson,	Torre,
DeSaussure,	J. H. King,	Tandy Walker,

Dickinson,	Lartigue,	Wallace,
J. G. W. Duncan,	Littlejohn,	Ware,
P. E. Duncan,	McCully,	Watson,
Ellerbe,	McMullan,	Charles Williams,
English,	Manning,	G. W. Williams,
Ervin,	Maxwell,	Wilson,
Fair,	Mayes,	Yates, and
Foster,	Means,	Zimmerman.

Those who voted in the negative are :

Messrs. John A. Alston,	Lucas,	Poyas,
Bull,	McCarthy,	Read,
Carew,	McMichael,	Shingler,
Carn,	Memminger,	Simons,
Fraser,	Middleton,	Joel Smith,
Geddes,	O'Hanlon,	Snowden,
Grimball,	Edward G. Palmer,	Stuart,
John Harleston,	Peter P. Palmer,	Traylor,
Heyward,	Perrin,	James M. Walker,
Holland,	Phillips,	Whaley, and
Jamison,	Pinckney,	Wingard.
H. S. King,	Pope,	

"A Bill to make appropriations for the year commencing in October, eighteen hundred and forty-four," was read the second time, and ordered to be sent to the Senate.

Mr. MEMMINGER, Chairman of the Committee of Ways and Means, gave notice that, at the third reading of said Bill, he will ask leave to introduce sundry clauses by way of amendment thereto.

On motion of Mr. NORTHROP,

Ordered, That the Report of the Committee on Education, on so much of the Governor's Message No. 2, as relates to a Professorship of Greek Literature in the South-Carolina College, be printed.

On motion of Mr. MEMMINGER,

"A Bill to authorize the City Council of Charleston to establish a Bridge over Ashley River, and for other purposes therein mentioned," was taken up, and progress having been made in the consideration thereof,

On motion of Mr. LARTIGUE, the House adjourned, at 6 minutes past 5 o'clock, P. M.

Thursday, December 12, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the journal of yesterday's proceedings was read.

Mr. TANDY WALKER gave notice, that he will ask leave to-morrow, to suspend the 74th Rule of this House, for the purpose of presenting a Petition of a private nature.

Mr. GILES presented the Petition of sundry citizens of York and Chester Districts, praying a reduction of the fees and costs of District officers, and to increase the jurisdiction of magistrates, in the trial of cases arising on contract; which was referred to the Committee on District Offices and Officers:

Also, the Petition of sundry citizens of York and Chester Districts, praying that persons practicing under the Thompsonian System may be allowed to recover compensation for their services; which was referred to the Medical Committee.

Mr. JAMISON, from the Committee on the Military, made Reports,

On the Petition of sundry citizens of Pendleton District, praying a reduction of the salary of the Adjutant-General and other officers:

On the Petition of the Printers of Charleston, praying to be exempt from Militia duty:

On a Resolution to enquire and report upon the duties of the Quarter-Master-General, and as to the expediency of abolishing that office; and

On a Bill to prevent the selling of Spirituous Liquors to any soldier in the service of the United States; which were severally ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of sundry citizens on the State road, in relation to the Public lands; and

On the Petition of sundry citizens of Fairfield District, praying to be refunded the money paid for the Catawba Lands; which were ordered for consideration to-morrow.

Mr. CANNON, from the Committee on Grievances, made Reports,

On the presentment of the Grand Jury of Richland District, Fall Term, 1844, presenting frauds at elections; and

On the Petition of sundry citizens of York District, praying the passage of a law prohibiting unmarried persons from living together as husband and wife; which were ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. O'HANLON introduced "a Bill to reduce the rate of interest from seven to six per cent. per annum;" which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. GAILLARD introduced "a Bill to authorize the collection of costs, when recovery is had on certain actions hereafter to be brought;" which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. STUART, a Resolution submitted by him on Monday last, requesting the Committee of Ways and Means to inquire into the expediency of making an appropriation for an Executive mansion, was *taken up;* and on motion of Mr. MEMMINGER, the further consideration of the Resolution was postponed till the 1st day of January next.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On a Resolution of enquiry as to the expediency of monthly statements from the Banks;

On a Resolution of enquiry as to the expediency of taxing moneyed capital; and

On a Resolution of enquiry as to the expediency of reducing the compensation of tax collectors; which were ordered for consideration to-morrow.

Mr. BAUSKETT, from the Committee on Incorporations, made Reports,

On the Petition of a number of citizens of Lancaster Village and others, praying a repeal of the Act of Incorporation of said Village;

On the Petition of the Baptist Church at New Hope, and of the Clerk and

Deacons of the same Church at Spartanburg, each praying an exclusive Act of Incorporation; and

On the Petition and Counter Petition of citizens of the town of Aiken, for and against the repeal of the Act Incorporating said town; which were ordered for consideration to-morrow.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On a Bill from the Senate, to vest the right and title of the State in and to a certain house and lot in the Village of Darlington, in James Bell:

On so much of the Governor's Message as relates to the offices of *Secretary of State* and *Surveyor General:*

On so much of the Governor's Message as relates to the exemption of lands from execution for debt:

On the Petition of sundry citizens of Pendleton, praying the amendment of the law, in certain particulars; and

On the Report of the Committee on the Judiciary of the Senate, on the Petition of Commissioners of the Poor for Clarendon; which Reports were ordered for consideration to-morrow.

Mr HUNT, from the same Committee, to whom was referred a Resolution, relative to the holding of Courts of Equity during the entire term of the Court, reported a Bill to require the Chancellors to open and hold the Court of Equity in the several districts of this State, each day during the whole term now allowed by law; which was read the first time, and ordered to be read the second time to-morrow.

Mr. ORR, from the Committee on Claims, made Reports,

On the Petition of John W. Summers, Trustee of the Children of William Summers, praying compensation for a slave executed; and

On the Account of Thomas W. Glover, Clerk of the House of Representatives, for paper and stationery; which were ordered for constderation to-morrow.

Mr. CARN submitted the following Resolution, which was read and ordered for consideration immediately:

Resolved, That it be referred to the Committee of Ways and Means, to enquire into the propriety of allowing to the members of the Committees appointed to investigate the Bank and its Branches, compensation sufficient to pay actual expenses, and that they report by Bill or otherwise.

On motion of Mr. MEMMINGER, the further consideration of the Resolution was postponed to the first day of January next.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The debate on "a Bill to authorize the City Council of Charleston to establish a bridge over Ashley River, and for other purposes therein mentioned," was resumed, and after some time spent therein,

Mr. E. G. PALMER moved to postpone the further consideration of said Bill to the first day of January next; which passed in the affirmative.

YEAS, 73. NAYS, 38.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Griffin,	Northrop,
W. J. Alston,	Haigler,	Orr,
Barnes,	Hardin,	E. G. Palmer,

Bauskett,	Edward Harleston,	Peter P. Palmer,
Beckham,	John Harleston,	Perrin,
Bethea,	Herndon,	Phillips,
William C. Black,	Holland,	Pinckney,
Blakeney,	Hough,	Pope,
Brooks,	Huger,	Poyas,
Broyles,	Hunt,	Pressly,
Burrows,	Irby,	Rodgers,
Calhoun,	Jamison,	D. Thompson Sims,
Cannon,	Johnson,	Simons,
Chandler,	Lucas,	Henry Smith,
Cooper,	McCully,	Joel Smith,
J. G. W. Duncan,	McMichael,	Snowden,
P. E. Duncan,	Maxwell,	Sumter,
Ellerbe,	Mayes,	Traylor,
Ervin,	Means,	James M. Walker,
Foster,	Memminger,	Tandy Walker,
Fraser,	Miller,	Ware,
Gowin,	Mills,	Charles Williams,
Gary,	Moody,	Wilson, and
Giles,	Noble,	Zimmerman.

Those who voted in the negative are :

Messrs. Bedon,	Hardee,	Read,
Joseph A. Black,	Harley,	Sebring,
Bull,	Henry,	Seymour,
Carew,	Heyward,	Shingler,
Carn,	J. H. King,	W. Gilmore Simms,
Crawford,	H. S. King,	E. P. Smith,
DeSaussure,	Liitlejohn,	Strobhart,
Dickinson,	McCarthy,	Stuart,
English,	McMullan,	Torre,
Fair,	Middleton,	Watson,
Geddes,	Mordecai,	Whaley, and
Geiger,	O'Hanlon,	Yates.
Grimball,	Porter,	

The Report of the Committee on Education, on the College Treasurer's Report ; and

Resolutions directing the President and Directors of the Bank of the State to sell the Limestone Springs' property ; were ordered to *lie on the table*.

" A Bill to alter and amend the law on the subject of insolvent debtors, and for other purposes," was called for a second reading, and the first clause having been read, Mr. SIMONS moved, that it be stricken out ; which was decided in the negative.

YEAS, 36. NAYS, 75.

The Yeas and Nays were requested, and are as follows :

Those who voted in the affirmative are :

Messrs. Bauskett,	Heyward,	Pope,
Joseph A. Black,	Holland,	Read,
Carew,	Jamison,	Simons,
Carn,	J. H. King,	E. P. Smith,

Chesnut,	Littlejohn,	Joel Smith,
DeSaussure,	McCarthy,	Torre,
Gibbs,	McMichael,	Traylor,
Grimball,	Memminger,	James M. Walker,
Haigler,	Peter P. Palmer,	Wallace,
Hardee,	Perrin,	Watson,
John Harleston,	Phillips,	Whaley, and
Herndon,	Pinckney,	Charles Williams.

Those who voted in the negative are :

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Fraser,	Moody,
J. A. Alston,	Gowin,	Mordecai,
W. J. Alston,	Gary,	Noble,
Barnes,	Geiger,	Northrop,
Beckham,	Giles,	O'Hanlon,
Bethea,	Griffin,	Orr,
William C. Black,	Hardin,	E. G. Palmer,
Brooks,	Edward Harleston,	Pressly,
Brown,	Harley,	Rodgers,
Broyles,	Herbert,	Sebring,
Bull,	Henry,	Seymour,
Burrows,	Hough,	Shingler,
Calhoun,	Huger,	D. Thompson Sims,
Cannon,	Hunt,	W. Gilmore Simms,
Chandler,	Irby,	Henry Smith,
Cooper,	Johnson,	Snowden,
Crawford,	Lucas,	Strobhart,
Gaillard,	McCully,	Sumter,
Dickinson,	McMullan,	Tandy Walker,
J. G. W, Duncan,	Manning,	Ware,
P. E. Duncan,	Maxwell,	G. W. Williams,
English,	Mayes,	Wilson,
Ervin,	Means,	Wingard, and
Fair,	Miller,	Zimmerman.
Foster,	Mills.	

Mr. MANNING then moved to re-commit the Bill. On the question, will the House agree thereto? Tellers were called for and the House divided.

The Speaker appointed Messrs. FAIR, BLACK, HERNDON and PORTER to count the House.

The question was then taken, and the Tellers reported 55 in the affirmative and 57 in the negative. So the Bill was not re-committed.

On motion of Mr. GAILLARD, at 53 minutes past 3 o'clock, P. M., business was suspended till 6 o'clock, P. M.

(RECESS.)

The SPEAKER resumed the Chair.

The Senate sent to this House, a "Bill to require the Ordinary for Kershaw to transfer to the Ordinary of Sumter District, all the records in his Office pertaining to the latter District, prior to the establishment of a Court of Ordinary therefor;" which was read the first time, and ordered to be read the second time to-morrow.

The Senate returned, "an Act to exempt the Pilots of the Bar and Harbor of Charleston from Jury duty;" which was committed to the Committee on Engrossed Acts.

The following Bills were read by their titles, and referred:

A Bill, from the Senate, to alter and amend the law in relation to the pleadings and practice of Courts of record:

A Bill, from the Senate, to declare the meaning of an Act prescribing the mode of electing Clerks, Sheriffs and Ordinaries, passed the 21st of December, 1839:

A Bill to alter the times of holding Courts of Equity in certain Districts, in the fifth Equity Circuit:

A Bill to alter and amend an Act, directing the manner of granting Probates of Wills and Letters of Administration, and for other purposes therein mentioned, passed the 13th March, 1789; and "a Bill to provide for the appointment of the State Reporter by the Judges of the Courts of Law and Equity; were referred to the Committee on the Judiciary.

A Bill to amend the 6th section of an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 19th December, 1835, was referred to the Committee on Colored Population.

A Bill from the Senate, to exempt the St. Helena mounted company of Riflemen from attending regimental and battalion reviews, was referred to the Committee on the Military.

A Bill from the Senate, to permit John W. Leak to erect Mills on Thompson's Creek, near Cheraw, was referred to the Committee on Internal Improvements.

The debate was resumed on "a Bill to alter and amend the law on the subject of Insolvent Debtors, and for other purposes." The Bill was read the second time, and the question being put, Shall this Bill be sent to the Senate? it passed in the affirmative:

YEAS, 66. NAYS, 30.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. William F. Colcock, Speaker, and

Messrs. W. J. Alston,	Gary,	Mills,
Barnes,	Geddes,	Moody,
Beckham,	Geiger,	Mordecai,
Bethea,	Giles,	Noble,
Joseph A. Black,	Hardin,	Northrop,
William C. Black,	John Harleston,	O'Hanlon,
Brooks,	Harley,	Orr,
Broyles,	Herbert,	E. G. Palmer,
Burrows,	Henry,	P. P. Palmer,
Calhoun,	Heyward,	Pressly,
Cannon,	Hough,	Shingler,
Chandler,	Huger,	D. Thompson Sims,
Cooper,	Hunt,	W. Gilmore Simms,
Crawford,	J. H. King,	Henry Smith,
Dickinson,	Littlejohn,	Sumter,
P. E. Duncan,	Lucas,	Tandy Walker,

Ellerbe,	McCully,	G. W. Williams,
Ervin,	McMullan,	Wilson,
Fair,	Maxwell,	Wingard,
Foster,	Mayes,	Yates, and
Gaillard,	Means,	Zimmerman.
Gowin,	Miller,	

Those who voted in the negative are:

Messrs. Bauskett,	H. S. King,	Simons,
Bedon,	McCarthy,	E. P. Smith,
Carn,	McMichael,	Joel Smith,
DeSaussure,	Memminger,	Stuart,
Gibbs,	Middleton,	Traylor,
Haigler,	Perrin,	James M. Walker,
Hardee,	Pope,	Wallace,
Herndon,	Porter,	Watson,
Holland,	Poyas,	Whaley, and
Jamison,	Seymour,	Charles Williams.

A Bill to alter and amend the 1st section of the 3d Article of the Constitution, was referred to the Committee on the Judiciary.

The following Reports were considered and agreed to:

Report of the Committee on the Military, on the Report of the Adjutant and Inspector General; and

The Reports of the Committee on Internal Improvements, on the Petition and counter Petition of sundry citizens af Charleston Neck, respecting a bridge at the extremity of Washington street; and

On the Petition of David Houser.

"A Bill to make further provision for the security of moneys under the control of the different Boards of Commissioners in this State," was read the second time, and ordered to be sent to the Senate.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

"A Bill to postpone one week the sittings of the several Courts of Equity in the fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit:"

"A Bill to alter and amend the 3d section of an Act entitled an Act to vest certain lands in the District of Beaufort in Trustees, for the purpose of building and endowing a College in the town of Beaufort, and to incorporate the same, and for other purposes therein mentioned:" and

"A Bill to amend an Act more effectually to prevent freenegroes and other persons of color from entering into this State, and for other purposes, passed the 19th day of December, A. D. 1835."

The following Reports were agreed to:

Reports of the Committee on the Military,

On the Petition of the Officers of the 21st Regiment, praying for the abolishment of Brigade Encampments:

On so much of the Governor's Message No. 1, as relates to the repairing of damaged Arms:

On the Petition of sundry citizens of Marion, praying for the removal of Battalion Muster Ground No. 2: and

On a Resolution as to the propriety of exempting Ministers of the Gospel from Patrol Duty.

The following Reports were ordered to lie on the table:

Reports of the Committee on Internal Improvements,

On the Petition of M. Gramling; and

On the Petition of D. J. Rumph and Adam Wactor: also,

The Report of the Committee on Roads, Bridges and Ferries, on the Report of the Committee on Roads and Buildings of the Senate, on the Petition of James White, Trustee of Emeline Walkington.

"A Bill to alter and amend an Act entitled an Act to convert the Arsenal at Columbia and the Citadel and Magazine in and near Charleston into Military Schools, passed in the year of our Lord 1842," was called for a second reading, and progress having been made therein,

On motion of Mr. MEANS, the further consideration thereof was postponed to the first day of January next.

On motion of Mr. MEMMINGER, the House adjourned, at 46 minutes past 8 o'clock, P. M.

Friday, December 13, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence,

A Resolution for appointing a Manager of Election for York District; which was referred to the Committee on Privileges and Elections:

Also, a Resolution for appointing Magistrates and a Manager of Elections, for St. Helena:

So much as relates to the appointing of Magistrates, was referred to the Committee on Vacant Offices:

So much as relates to the appointment of a Manager of Elections, was referred to the Committee on Privileges and Elections.

The Senate returned to this House with their concurrence,

A Resolution providing for the appointment of Commissioners for Horse Creek: and

The Report of the Committee on Pensions, on the Petition of Elias Hollingsworth.

Pursuant to notice given yesterday, and on motion of Mr. BAUSKETT, the 74th Rule of this House was suspended.

Mr. BAUSKETT presented the Petition of Wilson Bartlett, praying a Divorce; which was referred to the Committee on the Judiciary.

Mr. NORTHROP presented the Account of B. F. Smith, for Oil furnished the Citadel and Magazine Guard, Charleston; which was referred to the Committee on Claims.

Mr. ORR presented the Petition of sundry citizens of Anderson District, praying the opening of a new Road near Hamburg: and

Mr. W. C. BLACK presented the Petition of sundry citizens of York District, praying an alteration in the License Law; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. MEMMINGER presented the Petition of John Strohecker, praying some action on the part of the State, in relation to the Slaves released from the schooner Enterprize; which was referred to the Committee on Federal Relations.

Mr. TANDY WALKER presented the Petition of Wilson N Goodlett, Executor of James Goodlett, praying payment for timber used in repairing the Saluda Mountain Road; which was referred to the Committee on Internal Improvements.

Mr. FAIR presented the Petition of sundry citizens of Newberry District, praying such an alteration in the Poor Laws as to allow compensation for funeral expenses; which was referred to the Committee on Grievances.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report, on a Bill to regulate the auditing of Contingent Accounts against the State; which was ordered for consideration to-morrow.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Account of T. W. Pegues, for public printing:

On the Account of W. F. Durisoe, for public printing:

On the Petition of G. H. Pooser, late Sheriff of Orangeburg, praying payment of an Account:

On the Accounts of John A. Stuart, for public printing:

On the Account of O. H. Wells, for public printing:

On the Petition of Thomas J. Wilder, praying compensation for a horse lost in the service of the State:

On the Account of A. S. Johnston, for Books furnished the State: and

On the Petition of L. B. Clarke, praying compensation for dieting a prisoner and his guard; which were severally ordered for consideration to-morrow.

Mr. NORTHROP, from the Committee on Education, made a Report,

On the Petition of Barnard E. Bee, praying relief in a certain case; which was ordered for consideration to-morrow.

Mr JAMISON, from the Committee on the Military, to whom was referred a Bill to exempt the St. Helena Mounted Rifle Company from attending regimental and battalion reviews, made a Report, which was ordered for consideration to-morrow.

Mr. PERRIN, from the Abbeville Delegation, made a Report on the Report of the Trustees of the Estate of Dr. John De La Howe; which was ordered for consideration to-morrow.

Mr. J. H. KING, from the Medical Committee, to whom was referred the Petition of sundry citizens of St. Philip's and St. Michael's, praying that Thompsonian Practitioners of Medicine be allowed to charge for their services, reported "A Bill to allow certain persons to charge for their services in the capacity of Thompsonian Practitioners of Medicine;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. McMULLAN, from the Committee on Pensions, made Reports,

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of Frances E. Reeves:

On the Report of the same Committee, on the Petition of Hannah Hudgeons; and

On the Report of the same Committee, on the Petition of Elizabeth Brown; which were severally ordered for consideration to-morrow.

Mr. PINCKNEY, from the Committee on the Legislative Library, made a Report,

On so much of the Governor's Message, No. 1, relating to the New-York Historical Society, and also the Memorial of said Society, praying for copies of certain Reports and Documents.

Mr. PINCKNEY, from the Special Joint Committee, on a Resolution of inquiry as to the expediency of transferring books in the Legislative Library

to the Library of the Court of Appeals, made a Report, which was ordered for consideration to-morrow.

Mr. ORR, from the Committee on Claims, made Reports,

On the Report of the same Committee of the Senate, on the Account of William W. Purse:

On the Report of the same Committee, on the Petition of George B. Locke, praying compensation for provisions furnished the Citadel and Magazine Guard in Charleston; and

On the Report of the same Committee, on the Petition of sundry citizens of Beaufort District, praying that moneys expended by R. Y. Carey, in attending Court, be refunded to him; which were severally ordered for consideration to-morrow.

Mr. AIKEN, from the Committee on Accounts, made a Report on the Accounts against the Upper Division of the Treasury; which was ordered to be considered to-morrow.

Mr. STROBHART presented the Account of Samuel Isaacs, a witness in the contested election for St. Luke's: which was referred to the Committee on Claims.

The Senate returned to this House the following Bills, which were read the third time and passed:

"A Bill to amend an Act, entitled an Act to incorporate a Provident Institution for Savings, in the City of Charleston:"

"A Bill to permit James Jones to bring back into the State a certain slave;" and

"A Bill to alter the time of holding the terms of the City Court of Charleston, and for other purposes:"

Resolved, That the titles of said Bills be changed, and that they be called "Acts," and sent to the Senate.

The Senate returned to this House, with their concurrence,

The Report of the Committee on Internal Improvements, on the Report of the Superiniendent of Public Works; and

The Report of the Edgefield Delegation, respecting a removal of the poor-house.

The Senate sent for concurrence,

The Report of the Committee on the Judiciary, on the Petition of the Commissioners of the Poor for Lexington, praying exemption from prosecution for failure to make Retnrn; which was referred to the Committee on the Judiciary of this House:

The Report of the Joint Committee on a Resolution as to the expediency of transferring Books from the Legislative Library to the Library of the Court of Appeals; which was ordered to *lie on the table:*

Also, a Resolution, providing for paying the Assistant Door-Keeper; which was referred to the Committee on Claims.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles, and referred:

"A Bill to authorize the collection of costs, where recovery is had in certain actions hereafter to be brought:"

"A Bill," from the Senate, "to require the Ordinary of Kershaw to transfer to the Ordinary of Sumter District, all the records in his office

pertaining to the latter District, prior to the establishment of a Court of Ordinary therefor; and

"A Bill," from the Senate, "to postpone one week the sittings of the several Courts of Equity in the fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit; were referred to the Committee on the Judiciary.

"A Bill to reduce the rate of interest from seven to six per cent. per annum,' was referred to the Committee of Ways and Means.

"A Bill," from the Senate," to amend an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 19th day of December, A. D. 1835," was referred to the Committee on Colored Population.

"A Bill," from the Senate, "to alter and amend the 3rd section of an Act, entitled an Act to vest certain lands in the District of Beaufort in Trustees, for the purpose of building and endowing a College in the Town of Beaufort, and to incorporate the same, and for other purposes therein mentioned," w s referred to the Committee on Education.

The following Bills were read the second time, and ordered to be sent to the Senate:

"A Bill to amend an Act regulating Hawkers and Pedlars," passed the 19th day of December, Anno Domini, 1843;" and

"A Bill to raise an independent Battalion of Militia, and for other purposes."

The General Orders were suspended, and Mr. HERNDON presented the Petition of Sum Summer, Administrator of Mills Summer, praying payment for the services of his intestate as a petit juror; which was referred to the Committee on Claims.

The following Message was received from the Senate, which was ordered to *lie on the table*:

IN THE SENATE, December 13, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate proposes to your House to go into a ballot for State Reporter, on Monday, at 1 o'clock.

By order of the Senate:
ANGUS PATTERSON, *President.*

A Message was then ordered to be sent to the Senate, proposing to that Body to go into an election for State Reporter, on Monday next, at 2 o'clock, P. M., and immediately thereafter for President and Directors of the Bank of the State of South-Carolina.

"A Bill to alter the law on the subject of bail," was read the second time.

Mr. MEMMINGER moved to strike out the 1st section, which was decided in the negative:

YEAS, 54. NAYS, 57.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker

Messrs. Bauskett,	Hardee,	Pinckney,
Bedon,	Harden,	Pope,
William C. Black,	Herbert,	Poyas,
Bull,	Herndon,	Read,

Cannon,	Heyward,	Seymour,
Carew,	Holland,	Simons,
Carn,	Irby,	E. P. Smith,
Chandler,	Jamison,	Joel Smith,
Cooper,	Littlejohn,	Strobhart,
DeSaussure,	Lucas,	Stuart,
F. E. Duncan,	McCarthy,	Torre,
English,	McMichael,	Traylor,
Foster,	Mayes,	James M. Walker,
Fraser,	Memminger,	Tandy Walker,
Gary,	Middleton,	Ware,
Gibbs,	Orr,	Charles Williams, and
Grimball,	Perrin,	Yates.
Haigler,	Phillips,	

Those who voted in the negative are:

Messrs. Aiken,	Edward Harleston,	Northrop,
William J. Alston,	John Harleston,	O'Hanlon,
Barnes,	Harley,	Edward G. Palmer,
Beckham,	Henry,	Peter P. Palmer,
Bethea,	Hough,	Porter,
Joseph A. Black,	Huger,	Pressly,
Blakeney,	Hunt,	Rodgers,
Brooks,	J. H. King,	Sebring,
Brown,	H. S. King,	Shingler,
Broyles,	Lartigue,	D. Thompson Sims,
Burrows,	McCully,	W. Gilmore Simms,
Calhoun,	McMullan,	Henry Smith,
Chesnut,	Maxwell,	Sumter,
J. G. W. Duncan,	Means,	Watson,
Ellerbe,	Miller,	Whaley,
Gowin,	Mills,	G. W. Williams,
Geddes,	Moody,	Wilson,
Geiger,	Mordecai,	Wingard, and
Giles,	Noble,	Zimmerman.

After sundry amendments were made to the Bill, Mr DESAUSSURE moved to postpone the further consideration thereof, indefinitely, which was decided in the negative:

YEAS, 49. NAYS, 63.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Bauskett,	Grimball,	Philips,
Blakeney,	Haigler,	Pope,
Brooks,	Hardee,	Read,
Bull,	Herndon,	Seymour,
Cannon,	Heyward,	Simons,
Carew,	Holland,	E. P. Smith,
Carn,	Irby,	Joel Smith,
Chandler,	Jamison,	Strobhart,
Cooper,	Johnson,	Torre,

Crawford,	Littlejohn,	Traylor,
DeSaussure,	Lucas,	James M. Walker,
Dickinson,	McCarthy,	Tandy Walker,
English,	McMichael,	Wallace,
Foster,	Mayes,	Whaley,
Gary,	Memminger,	Charles Williams, and
Gibbs,	Perrin,	Yates.

Those who voted in the negative are:

Messrs. Aiken,	Giles,	Noble,
John A. Alston,	Hardin,	Northrop,
William J. Alston,	Edward Harleston,	O'Hanlon,
Barnes,	John Hrrleston,	Orr,
Beckham,	Harley,	Edward G. Palmer,
Bethea,	Herbert,	Peter P. Palmer,
Joseph A. Black,	Henry,	Pinckney,
William C. Black,	Hough,	Pressly,
Brown,	Huger,	Rodgers,
Broyles,	Hunt,	Sebring,
Burrows,	J. H. King,	D. Thompson Sims,
Calhoun,	H. S. King,	W. Gilmore Simms,
J. G. W. Duncan,	McCully,	Henry Smith,
P. E. Duncan,	McMullan,	Snowden,
Ellerbe,	Manning,	Sumter,
Ervin,	Maxwell,	Ware,
Fair,	Means,	Watson,
Fraser,	Middleton,	G. W. Williams,
Gaillard,	Miller,	Wilson,
Gowin,	Mills,	Wingard, and
Geiger,	Moody,	Zimmerman.

The question was then put, Shall this Bill be sent to the Senate? which passed in the affirmative.

YEAS. 65. NAYS, 50.

The Yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

Messrs. Aiken,	Hardin,	O'Hanlon,
John A. Alston,	Edward Harleston,	Orr,
William J. Alston,	John Harleston,	E. G. Palmer,
Barnes,	Harley,	Peter P. Palmer,
Beckham,	Herbert,	Pinckney,
Bethea,	Henry,	Pressly,
Joseph A. Black,	Hough,	Rodgers,
William C. Black,	Huger,	Sebring,
Brooks,	Hunt,	Shingler,
Brown,	J. H. King,	D. Thompson Sims,
Broyles,	H. S. King,	W. Gimore Simms,
Calhoun,	McCully,	Henry Smith,
Crawford,	McMullan,	Stobhart,
J. G. W. Duncan,	Maxwell,	Stuart,
P. E. Duncan,	Means,	Sumter,
Ellerbe,	Middleton,	Ware,
Ervin,	Miller,	Watson,

Fair,	Mills,	G. W. Williams,
Fraser,	Moody,	Wilson,
Geiger,	Mordecai,	Wingard, and
Gowin,	Noble,	Zimmerman.
Giles,	Northrop,	

Those who voted in the negative are:

The Honorable William F. Colcock, Speaker.

Messrs. Bauskett,	Hardee,	Pope,
Bedon,	Herndon,	Porter,
Blakeney,	Heyward,	Poyas,
Bull,	Holland,	Read,
Cannon,	Irby,	Seymour,
Carew,	Jamison,	Simons,
Carn,	Johnson,	E. P. Smith,
Chandler,	Littlejohn,	Joel Smith,
Cooper,	Lucas,	Torre,
DeSaussure,	McCarthy,	Traylor,
Dickinson,	McMichael,	James M. Walker,
English,	Manning,	Tandy Walker,
Foster,	Mayes,	Wallace,
Gary,	Memminger,	Whaley,
Gibbs,	Perrin,	Charles Williams, and
Grimball,	Phillips,	Yates.
Haigler,		

The following Message was received from the Senate:

IN SENATE, December 13, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs with the House to go into a ballot for State Reporter on Monday next, at 2 o'clock, P. M., and immediately thereafter for President and Directors of the Bank of the State of South-Carolina.

By order of the Senate:

ANGUS PATTERSON, *President.*

The following Message was also received from the Senate, and ordered *to lie on the table.*

IN THE SENATE, December 13, 1844.

Mr. Speaker, and Gentlemen of the House of Representatives:

Senate asks leave of your House to amend the Report of the Committee on Claims of your House, on the Petition of Harman Garrett for two slaves executed, by striking out the words "four hundred dollars," for the purpose of inserting the words "two hundred and forty-four dollars and eighty-eight cents."

By order of the Senate.

ANGUS PATTERSON, *President.*

"A Bill to establish certain Roads, Bridges and Ferries," was called for a second reading, and the 17th section having been read,

Mr. BAUSKETT moved to amend the Bill by adding the following section:

SEC. 18. That Maybin's Bridge over Enoree River, in Newberry District, be and the same is hereby re-chartered, and vested in Jesse Maybin, his heirs

and assigns, for the term of seven years, with the same rates of toll heretofore allowed by law.

On the question, Will the House agree thereto? Tellers were called for, and the House divided:

The SPEAKER appointed Messrs. CHESNUT, FAIR, HENRY and HERNDON to count the House.

The question was then taken, and the Tellers reported 37 in the affirmative, and 57 in the negative. So the amendment was not agreed to.

The Bill was then read a second time, and ordered to be sent to the Senate.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to authorize the Commissioners of Public Buildings for Laurens District to convey certain public land in the village of Laurens, and for other purposes; and

A Bill to exempt the Hilton Head Beat Company from attending Regimental and Battalion reviews.

On motion of Mr. MEMMINGER, business was suspended at 18 minutes past 4 o'clock, till half past 6 o'clock, P. M.

(RECESS.)

The SPEAKER resumed the Chair. The Senate sent to this House the Report of the Special Joint Committee on the public printing; which was referred to the Committee on Public Printing.

Mr. JOHNSON presented the Account of James H. Buckner, praying compensation for services rendered the State; which was referred to the Committee on Claims.

The following Bills were read the second time, and ordered to be sent to the Senate:

"A Bill to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church:"

"A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted:" and

"A Bill to amend an Act, entitled an Act to amend the law in relation to slaves and free persons of color.

"A Bill for the encouragement of Agriculture" was called for a second reading, and on motion of Mr. HERNDON, the further consideration of said Bill was indefinitely postponed.

"A Bill to increase the powers and duties of the Court of Ordinary" was *taken up*, together with the Report of the Committee on the Judiciary, recommending that said Bill do not pass; and the question being put. Will the House agree to the Report? it passed in the affirmative.

YEAS, 61. NAYS, 49.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Carn,	Dickinson,
W. J. Alston,	Chesnut,	Ellerbe,
Bethea,	Cooper,	English,
Blakeney,	Crawford,	Ervin,
Bull,	DeSaussure,	Fraser,

Geddes,	McCarthy,	Porter,
Geiger,	McMichael,	Poyas,
Gibbs,	Manning,	Read,
Hardee,	Maxwell,	Sebring,
Edw'd Harleston,	Means,	W. Gilmore Simms,
John Harleston,	Memminger,	Simons,
Heyward,	Middleton,	Snowden,
Huger,	Mordecai,	Strobhart,
Hunt,	Northrop,	Stuart,
Irby,	O'Hanlon,	Torre,
Jamison,	E. G. Palmer,	James M. Walker.
Johnson,	Peter P. Palmer,	Wallace,
H. S. King,	Perrin,	Whaley,
Lartigue,	Philips,	Wingard, and
Lucas,	Pinckney,	Yates.

Those who voted in the negative are:

Messrs. Barnes,	Hardin,	Rodgers,
Bauskett,	Harley,	Shingler,
Beckham,	Herbert,	D. Thompson Sims,
Joseph A. Black,	Holland,	E. P. Smith,
William C. Black,	Hough,	Henry Smith,
Brooks,	J. H. King,	Joel Smith,
Burrows,	Littlejohn,	Sumter,
Calhoun,	McCully,	Traylor,
Cannon,	McMullan,	Tandy Walker,
Chandler,	Mayes,	Ware,
P. E. Duncan,	Miller,	Watson,
Fair,	Mills,	Charles Williams,
Foster,	Moody,	G. W. Williams,
Gowin,	Noble,	Wilson, and
Gary,	Orr,	Zimmerman.
Giles,	Pope,	
Haigler,	Pressly,	

Mr. HUNT, from the Committee on the Judiciary, made Reports, on the following Bills, which were ordered for consideration to-morrow:

A Bill to establish the office and define the powers, duties and liabilities of public administrators of the estates of deceased persons:

A Bill to abolish the punishment of death in cases of Forgery and certain other crimes:

A Bill to alter and amend the 3d Section of the 2d Article of the Constitution of this State:

A Bill, from the Senate, to declare the meaning of an Act prescribing the mode of electing Clerks, Sheriffs, and Ordinaries, passed at the 21st day of December, 1839:

A Bill to alter and amend an Act directing the manner of granting probates of wills and letters of administration, and for other purposes therein mentioned, passed the 13th March, 1789:

A Bill to alter the times of holding Courts of Equity in certain Districts in the fifth Equity Circuit:

A Bill to provide for the appointment of the State Reporter, by the Judges of the Courts of Law and Equity:

A Bill, from the Senate, to amend an Act entitled an Act to amend the Act of 1788. commonly called the Prison Bounds Act, passed the 19th December, 1833:

A Bill, from the Senate, to alter and amend the law in relation to the pleadings and practice of Courts of Record:

A Bill to provide for the punishment of persons disturbing the peace of this State, under color of authority from other States of the Union; and

A Bill to alter and amend the first section of the third article of the Constitution.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report. on a Bill to reduce the rate of interest from seven to six per cent. per annum; which was ordered for consideration to-morrow.

Mr. PERRIN presented the Petition of Samuel Jordon, praying compensation for a slave executed; which was referred to the Committee on Claims.

Mr. BARNES presented the Memorial of A. D. Hilliard, a purchaser of land at the Superintendent's sale, praying relief; which was referred to the Committee on Internal Improvements.

On motion of Mr. J. H. KING, the House adjourned, at 8 minutes past 9 o'clock, P. M.

Saturday, December 14, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

On motion of Mr. JOSEPH A. BLACK, Ordered, that the Committee on Privileges and Elections have leave to sit during the sittings of this House.

Mr. BECKHAM presented the Petition of the Fishing Creek Agricultural Society of Chester District, praying a continuance of the Agricultural and Geological Survey; which was referred to the Committee on Agriculture.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of sundry citizens of Lancaster, in relation to lands sold in 1843, and in relation to lands claimed by the State under the Act of 1819:

On the Petition of sundry citizens of Fairfield District, praying for an appropriation to open Wateree River; and

On the Petition of sundry citizens of Fairfield District, praying for an appropriation to open Broad River; which were ordered for consideration on Monday next.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of Anderson District, praying the opening of a new road near Hamburg:

On the Petition of sundry citizens of York District, praying an alteration in the license law; which were ordered for consideration on Monday next.

Mr. PHILLIPS, from the Committee on the Judiciary, made a Report, on the Presentment of the Grand Jury of Edgefield, Fall Term, 1844, presenting the Court of Equity as a grievance; which was ordered for consideration on Monday next.

Mr. SEYMOUR, from the Committee on the Lunatic Asylum, made a

Report on the Report of the Regents of the Lunatic Asylum; which was ordered for consideration on Monday next:

Mr. J. H. KING, from the Medical Committee, made Reports,

On the Account of Dr. James O. Hagood, for examining a transient pauper Lunatic; and

On the Account of Dr. Joseph W. Duncan, for examining a transient pauper Lunatic; which were ordered for consideration on Monday next.

Mr. ORR, from the Committee on Claims, made a Report, on the Account of I. C. Morgan for printing; which was ordered for consideration on Monday next.

Mr. W. J. ALSTON, from the Committee on Public Buildings, made a Report, on the Memorial of Intendant and Council of Moultrieville, praying an appropriation to build a place for the detention of criminals and runaways; which was ordered for consideration on Monday next.

Mr. YATES submitted the following Resolution, which was ordered *to lie on the table*:

Resolved, That all vacancies that may occur, by death or resignation, in the Board of Commissioners of Free Schools, shall be filled by the Delegations of the respective Districts or Parishes in which such Boards exist, during the recess of the Legislature, subject however to the approval of the Legislature, at its next session after such appointment shall be made.

The Senate returned to this House with their concurrence,

The Reports of the Committee on Claims,

On the Account of James L. Orr:

On the Account of C. H. Allen:

On the Petition of Edmund Jones and A. W. Jones, representatives of John Jones, praying compensation for a slave executed:

On the Petition of R. G. Ferrell, praying compensation for services rendered:

On the Account of the Clerk of the Court of Appeals at Columbia:

On the Petition of Joseph J. Lawton, praying compensation for a slave executed:

On the Account of A. S. Willington & Co.:

On the Petition of sundry citizens of Beaufort District, praying that certain expenses paid by R. Y. Carey, a magistrate attending Court, may be refunded to him:

Reports of the Committee of Ways and Means,

On the Petition of Lucy P. Green:

On the Petition of Joseph D. Allen:

On the Petition of Willis Stansell; and

On the Petition of the Commissioners of the Poor for Georgetown District:

Report of the Special Joint Committee on the Contingent Accounts of the Governor; and

The Report of the Committee on the Judiciary,

On the Petition of James L. Gantt.

The Senate sent to this House the following Reports, which were referred to the Committee on Claims of this House:

Reports of the Committee on Claims of the Senate,

On the Account of the Clerk of the Senate, for Stationery furnished for the Senate for 1844:

On the Accounts of Samuel Weir for printing:

On the Petition of James L. Gantt, praying compensation for services rendered as Librarian of the Appeal Court Library in Charleston:

On the Account of Wm. W. Purse, for work done in the Surveyor General's office:

On the Account of John E. Grist, for printing; and

On the Petition of B. Hart:

Also, the Report of the Committee on the Judiciary, on the Report of the Attorney General, on the publication of the Bank case; which was referred to the Committee on the Judiciary of this House:

Also, the Report of the same Committee, on the Report of the Attorney General and the several Solicitors, on District officers and offices; which was referred to the Committee on District Offices and Officers: and

Also, a Resolution, providing for an examination of the Little Pee Dee River, by the Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

On motion of Mr. HERNDON, the Message from the Senate, asking leave to amend the Report of the Committee on Claims on the Petition of Harmon Garrett, was *taken up*, and the House granted leave to the Senate to make the amendment asked, and an answer was returned.

Mr. GILES presented the Petition of sundry citizens of York District, praying a repeal or modification of the law of 1817, to regulate the licensing of Physicians to practice, so as to allow Thompsonian practitioners of medicine to recover compensation for their services; which was referred to the Medical Committee.

The Senate returned to this House the following Bills, which were read the third time:

"A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-four;" and

"A Bill to increase the compensation of Grand and Petit Jurors:"

Resolved, That said Bills do pass; that the titles thereof be changed, and that they be called Acts.

Ordered, That they be sent to the Senate.

Mr. TORRE, from the Committee on Colored Population, made a Report, on a Bill to amend the 6th Section of an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 19th December, 1835; which was ordered for consideration on Monday next.

The following Bills were read by their titles and referred:

A Bill from the Senate, to authorize the Commissioners of Public Buildings for Laurens District, to convey certain public lands in the village of Laurens, and for other purposes, was referred to the Committee on Public Buildings; and

A Bill from the Senate, to exempt the Hilton Head Beat Company from attending Regimental and Battalion Reviews, was referred to the Committee on the Military.

A Bill to extend the jurisdiction of Magistrates, in cases arising upon contracts, was called for a second reading.

Mr. MEMMINGER moved to strike out the enacting words of the Bill, which passed in the affirmative:

YEAS 59. NAYS 50.

The yeas and nays were requested and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Bauskett, Bedon, Carew, Carn, Chandler, Cooper, DeSaussure, Ellerbe, English, Ervin, Fraser, Geddes, Grimball, Edward Harleston, John Harleston, Herndon, Heyward, Hunt, Irby, Jamison, Johnson, H. S. King, Lartigue, Lucas, McCarthy, McMichael, Manning, Maxwell, Mayes, Means, Memminger, Middleton, Mordecai, O'Hanlon, Edward G. Palmer, Peter P. Palmer, Perrin, Phillips, Pinckney, Porter, Poyas, Read, Sebring, Seymour, Shingler, Simons, Joel Smith, Snowden, Strobhart, Sumter, Torre, Jomes M. Walker, Wallace, Whaley, Wilson, Wingard, Yates, and Zimmerman.

Those who voted in the negative are:

Messrs. Aiken, William J. Alston, Barnes, Beckham, Bethea, Joseph A. Black, William C. Black, Blakeney, Brooks, Brown, Calhoun, Cannon, Crawford, J. G. W. Duncan, P. E. Duncan, Fair, Foster, Gowin, Gary, Giles, Haigler, Hardee, Hardin, Harley, Herbert, Henry, Holland, Hough, J. H. King, Littlejohn, McCully, McMullan, Miller, Mills, Moody, Noble, Northrop, Orr, Pope, Pressly, Rodgers, D. Thomson Sims, E. P. Smith, Henry Smith, Traylor, Tandy Walker, Ware, Watson, Charles Williams, and G. W. Williams.

A Bill to provide for the punishment of persons disturbing the peace of this State, under color of authority from other States of the Union, was called for a second reading.

The following, being the first section, was read:

Be it enacted, by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That any person or persons who shall, under color or in virtue of any commission or authority from any State, or public authority of any State in this Union, or of any Foreign Power, come within the limits of this State for the purpose or with intent to disturb, counteract or hinder the operation of such laws and

regulations as have been or shall be made by the public authorities of this State, in relation to slaves or free persons of color, such person or persons shall be deemed guilty of a high misdemeanor, and shall be committed for trial to the common gaol of the District, without bail or mainprize, by any Magistrate having criminal jurisdiction; and upon conviction thereof by any Court of competent jurisdiction, shall be sentenced to banishment from the State, and to such fine and imprisonment as may be deemed fitting by the Court which shall have tried such offence.

Mr. STUART moved to amend this section by inserting after the word "power," the following words, "or the General Government of the United States of America;" which was decided in the negative:

YEAS 45. NAYS 69.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,
W. J. Alston,
Barnes,
Bedon,
Bethea,
Brooks,
Brown,
Bull,
Burrows,
Carew,
Carn,
Chesnut,
DeSaussure,
J. G. W. Duncan,
Fair,
Fraser,
Gary,
Geiger,
Gibbs,
Grimball,
Hardee,
Harley,
Henry,
Herndon,
Irby,
Jamison,
J. H. King,
H. S. King,
Lartigue,
Lucas,
McCarthy,
McMichael,
Maxwell,
Means,
Northrop,
E. G. Palmer,
P. P. Palmer,
Poyas,
W. Gilmore Simms,
Snowden,
Stuart,
Sumter,
Wallace and
Whaley.

Those who voted in the negative are:

Messrs. John A. Alston,
Bauskett,
Beckham,
William C. Black,
Blakeney,
Calhoun,
Cannon,
Chandler,
Cooper,
Crawford,
P. E. Duncan,
Ellerbe,
English,
Ervin,
Foster,
Gowin,
Geddes,
Heyward,
Holland,
Hough,
Huger,
Hunt,
Johnson,
Littlejohn,
McCully,
Manning,
Mayes,
Memminger,
Middleton,
Miller,
Mills,
Moody,
Mordecai,
Noble,
Porter,
Pressly,
Read,
Rodgers,
Sebring,
Seymour,
D. Thompson Sims,
Simons,
E. P. Smith,
Henry Smith,
Joel Smith,
Torre,
Traylor,
James M. Walker,
Tandy Walker,
Ware,
Watson,

Giles,	O'Hanlon,	Charles Williams,
Haigler,	Orr,	G. W. Williams,
Hardin,	Perrin,	Wilson,
E. Harleston,	Phillips,	Wingard,
J. Harleston,	Pinckney,	Yates and
Herbert,	Pope,	Zimmerman.

Messrs. JOSEPH A. BLACK and STROBHART, who were absent when the vote was taken, were permitted to record the vote they would have given, if present, and their names having been called for that purpose, they severally answered No.

The Bill was then read the second time, and ordered to be sent to the Senate.

On motion of Mr. BARNES, leave of absence was granted to Mr. McMULLAN till Monday next.

The Report of the Committee on Agriculture, on sundry Petitions, praying a continuance of the Agricultural and Geological Survey, which recommended a continuance of the Survey under the direction of the present incumbent, for the period of two years, and at an annual salary of two thousand dollars, was then called for consideration; and the question being put, Will the House agree to the Report? it passed in the affirmative.

Yeas, 61. Nays, 54.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon: W. F. Colcock, Speaker, and

Messrs. Aiken,	Grimball,	O'Hanlon,
John A. Alston,	Hardin,	Edward G. Palmer,
William J. Alston,	Edward Harleston,	Peter P. Palmer,
Beckham,	John Harleston,	Pinckney,
Joseph A. Black,	Harley,	Porter,
William C. Black,	Henry,	Poyas,
Brooks,	Heyward,	Read,
Brown,	Huger,	Sebring,
Bull,	Hunt,	Seymour,
Carew,	Johnson,	W. Gilmore Simms,
Carn,	H. S. King,	Simons,
Chandler,	Lucas,	Joel Smith,
Chesnut,	McCarthy,	Snowden,
Cooper,	Manning,	Strobhart,
DeSaussure,	Mayes,	Stuart,
J. G. W. Duncan,	Means,	Sumter,
Ellerbe,	Memminger,	Torre,
English,	Middleton,	James M. Walker
Fraser,	Mordecai,	Whaley, and
Geddes,	Northrop,	Yates.

Those who voted in the negative are:

Messrs. Barnes,	Hardee,	Perrin,
Bauskett,	Herbert,	Pope,
Bedon,	Herndon,	Pressly,
Bethea,	Holland,	Rodgers,

Blakeney,	Hough,	Shingler,
Calhoun,	Irby,	D. Thompson Sims,
Cannon,	Jamison,	E. P. Smith,
Crawford,	J. H. King,	Henry Smith,
P. E. Duncan,	Lartigue,	Traylor,
Ervin,	Littlejohn,	Tandy Walker,
Foster,	M'Cully,	Wallace,
Gaillard,	McMichael,	Ware,
Gowin,	Maxwell,	Watson,
Gary,	Miller,	Charles Williams,
Geiger,	Mills,	G. W. Williams,
Gibbs,	Moody,	Wilson,
Giles,	Noble,	Wingard, and
Haigler,	Orr,	Zimmerman.

The Report was then ordered to be sent to the Senate for concurrence.

At 55 minutes after 3 o'clock, business was suspended till half past 5 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

Mr. HUNT, from the Committee on the Judiciary, made Reports on the following Bills, which were ordered for consideration on Monday next.

A Bill to authorize the collection of Costs, where recovery is had in certain actions hereafter to be brought:

A Bill, from the Senate, to require the Ordinary for Kershaw, to transfer to the Ordinary of Sumter District all the records in his office pertaining to the latter District, prior to the establishment of a Court of Ordinary therefor; and

A Bill to postpone one week the sittings of the several Courts of Equity in the fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit.

The House concurred in and returned to the Senate the Report of the Committee on Claims, on the Petition of George B. Locke, praying compensation for provisions furnished the Citadel and Magazine Guard in Charleston.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time on Monday next:

"A Bill to authorize the South-Carolina Rail Road Company to aid in constructing a Branch of their Road to the Town of Camden:"

"A Bill to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which such decrees are to be rendered:"

"A Bill to alter the sittings of the Courts of Law in certain Districts within the Middle and the Eastern Circuits:"

"A Bill for the more effectual punishment of the official misconduct of Sheriffs:" and

"A Bill to confer additional powers on the Intendant and Town Council of the Village of Lancaster."

Mr. TORRE, from the Committee on Colored Population, made a Report, on "A Bill, from the Senate, to amend an Act entitled an Act more effectually to prevent free negroes and other persons of color from entering into

this State, and for other purposes, passed the 19th day of December, A. D. 1835;" which was ordered for consideration on Monday next.

The following Bills were read the second time, and ordered to be sent to the Senate:

"A Bill to provide for a more definite mode of preparing the Reports of cases carried up to the Appeal Court;" and

"A Bill to require the Chancellors to open and hold the Courts of Equity in the several Districts of this State, each day during the whole term now allowed by law."

"A Bill to authorize a subscription on the part of the State to a Branch Rail Road from the South-Carolina Rail Road to Camden," was called for a second reading, and, on motion of Mr. MIDDLETON, the Bill was ordered *to lie on the table.*

"A Bill to prevent the selling of Spirituous Liquors to any soldier in the service of the United States," was called for a second reading, together with the Report of the Committee on the Military, thereon, which recommended that said Bill do not pass; which report was agreed to, and the Bill was consequently rejected.

"A Bill to provide for the appointment of the State Reporter by the Judges of the Courts of Law and Equity," was called for a second reading, together with the Report of the Committee on the Judiciary thereon, which recommended that said Bill should not pass; and the question being put, "Will the House agree to the Report? it passed in the affirmative, and the Bill was rejected.

"A Bill to amend an Act, entitled an Act to authorize the Superintendent of Public Works to dispose of certain lands belonging to the State," was read the second time.

On motion of Mr. BARNES, the further consideration of the Bill was postponed to the first day of January next.

"A Bill to abolish the punishment of death in cases of forgery and certain other crimes," was read the second time, and ordered to be sent to the Senate.

"A Bill to alter and amend the first section of the third Article of the Constitution," was read the second time.

On motion of Mr. HENRY, a call of the House was ordered, and the Roll having been called twice, further proceedings in the call were dispensed with.

The question being then put, Shall this Bill be sent to the Senate? it was decided in the negative—two-thirds of the whole representation in this House not agreeing thereto.

YEAS, 35. NAYS, 58.

The yeas and nays were taken, under the provision of the Constitution, and are as follows:

Those who voted in the affirmative are:

Messrs. Bethea,
William C. Black,
Cannon,
Chandler,
DeSaussure,
P. E. Duncan,
English,
Fair,
Giles,
Hardin,
Herbert,
Henry,
Holland,
Irby,
Littlejohn,
Miller,
Northrop,
Orr,
Pressly,
Seymour,
E. P. Smith,
Henry Smith,
Joel Smith,
Tandy Walker,

Foster,
Gowin,
Gary,
Geddes,
Moody,
Mordecai,
Noble,
Ware,
Charles Williams, &
Wilson.

Those who voted in the negative are:

The Honorable W. F. Colcock, Speaker; and

Messrs. Aiken,
William J. Alston,
Barnes,
Bauskett,
Beckham,
Joseph A. Black,
Burrows,
Calhoun,
Carew,
Carn,
Cooper,
Ervin,
Fraser,
Gibbs,
Haigler,
Hardee,
Edward Harleston,
John Harleston,
Hough,
Huger,
Hunt,
Jamison,
J. H. King,
H. S. King,
Lartigue,
Lucas,
McCarthy,
McCully,
McMichael,
Manning,
Maxwell,
Mayes,
Means,
Memminger,
Middleton,
Mills,
Edward G. Palmer,
Peter P. Palmer,
Perrin,
Phillips,
Pinckney,
Porter,
Read,
Rodgers,
D. Thompson Sims,
W. Gilmore Simms,
Simons,
Stobhart,
Stuart,
Sumter,
James M. Walker,
Wallace,
Whaley,
G. W. Williams,
Yates and
Zimmerman.

On motion of Mr. MANNING, the House adjourned, at 55 minutes past 8 o'clock, P. M.

Monday, December 16, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Messrs. BLAKENEY, CHESNUT, SHINGLER, and JOHNSON, who were absent when the vote was taken on Saturday last, on sending to the Senate "A Bill to alter and amend the 1st section of the 3rd Art. of the Constitution," were permitted to record the vote they would have given if present, and their names having been severally called for that purpose, they answered No.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to raise supplies for the year, commencing in October, one thousand eight hundred and forty-four.

An Act to increase the compensation of Grand and Petit Jurors.

An Act to alter the time of holding the terms of the City Court of Charleston, and for other purposes:

An Act to amend an Act, entitled "An Act to incorporate a Provident Institution for Savings in the City of Charleston;" and

An Act to permit James Jones to bring back into the State a certain slave.

The Senate returned, with their concurrence, the Report of the Committee on Claims, on the Petition of Harmon Garrett.

The Senate sent to this House for concurrence, the Report of the Com-

mittee on the Judiciary, on the Communication from the State Reporter; which was referred to the Committee on the Judiciary of this House:

Also, a Resolution, providing that the Superintendent do report the tolls received at Vance's Ferry; which was referred to the Committee on Internal Improvements.

On motion of Mr. PINCKNEY, leave of absence was granted to the Door-Keeper, for the remainder of the Session, on account of indisposition.

The SPEAKER appointed Mr. A. Palmer, Door-Keeper *pro tem*.

On motion of Mr. MANNING, leave of absence was granted to Mr. SIMONS for the remainder of the Session, on account of urgent private business.

On motion of Mr. W. J. ALSTON, leave of absence was granted to Mr. MEANS, for this day, on account of important business.

Mr. McCARTHY presented the Petition of Witnesses, to be paid for their attendance on this House; which was referred to the Committee on Claims.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On "A Bill, from the Senate, to permit John W. Leak to erect Mills, on Thompson's Creek, near Cheraw;" and

On the Memorial of A. D. Hilliard, a purchaser of land at the Superintendant's sale, praying relief; which were ordered for consideration to-morrow.

Mr. McMULLAN, from the Committee on Pensions, made a Report,

On the Petition of John W. Knowlton, praying payment of a balance of Pension; which was ordered for consideration to-morrow.

Mr. HERNDON, from the Committee on Claims, made the following Reports, which were ordered for consideration to-morrow:

On the Petition of Thomas Watt, Jacob Bookman and others, praying to be refunded a certain amount of money:

On the Petition of James H. Buckner, praying compensation for services rendered the State:

On the Account of John Stubbs, for printing:

On the Petition of Simon Verdier, J. N. Walker, G. M. Rivers, E. E. Bellinger, Robert Black, Thomas G. Brown, and John W. Burbridge, praying compensation for attending the Committee on Privileges and Elections, in the contested Election from St. Bartholomew's Parish:

On the Petition of C. B. Farmer, praying compensation for attending as a Witness in the matter of the St. Bartholomew's contested Election:

On the Account of Charles Wilcox, for Board of State Prisoners, and articles furnished them:

On the Account of Samuel Isaacs:

On the Account of B. F. Smith:

On a Resolution of the Senate, providing for the payment of Assistant Door-Keeper:

On the Account of G. W. Hopkins:

On the Petition of Sum Summer, administrator of Mills Summer:

On the Report of the Committee on Claims of the Senate, on the Account of Samuel Weir;

On the Report of the Committee on Claims of the Senate, on the Petition of James L. Gantt:

On the Report of the Committee on Claims of the Senate, on the Account of John E. Grist:

On the Report of the Committee on Claims, of the Senate, on the Account of William W. Purse:

On the Petition of Jacob Stevens:

On the Petition of Oswald Reeder:

On the Petition of Samuel Jordan:

On the Petition of the Secretary of State, praying payment of his Account:

On the Petition of William Wingate:

On the Petition of Thomas Pye; and

On the Account of A. H. Pemberton, for printing and advertising.

Mr. FAIR gave notice, that he will move to-morrow, to suspend the 74th Rule of this House.

Mr. NORTHROP, from the Committee on Education, made a Report, on "A Bill, from the Senate, to alter and amend the third section of an Act entitled an Act to vest certain lands in the District of Beaufort in trustees, for the purpose of building and endowing a College in the Town of Beaufort, and to incorporate the same, and for other purposes therein mentioned:"

The Report was ordered for consideration immediately, and

On motion of Mr. MEMMINGER,

The Bill and Report were ordered *to lie on the table.*

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Reports of the same Committee of the Senate, on the Petition of B. Hart, and

On the Account of the Clerk of the Senate, for Stationery furnished the Senate; which were ordered for consideration to-morrow,

Mr. HUNT, from the Committee on the Juduciary, made a Report, on the Presentment of the Grand Jury of Edgefield, presenting the Court of Equity as a grievance; which was ordered to be considered immediately.

On motion of Mr. McCARTHY,

The Report, together with the Report of the same Committe on the same subject made on Saturday last, was re-committed to the same Committee.

Mr. HUNT, from the same Committee, made the following Reports, which were ordered for consideration to-morrow:

On the two volumes of Reports:

On the Petition of citizens of Barnwell, for an amendment of the law in relation to libel:

On the Report of a similar Committee of the Senate, on the Petition of the Commissioners of the Poor of Lexington:

On the Presentment of the Grand Jury of Anderson, on the subject of small trespasses:

On the Petition of Myra Reid:

On a Resolution as to the expediency of reducing the fees of Commissioners in Equity:

On a Resolution as to the expediency of executing white persons in private:

On Resolutions, as to the expediency of examining defendants in Courts of Equity, and to provide for two sittings of said Court, each year, and

On the subject of an Appropriation for the Library of the Court of Appeals.

On motion of Mr. HUNT, a Message was ordered to be sent to the Senate, proposing to re-consider the joint Resolution of both Houses to go into a ballot for State Reporter this day at 2 o'clock, and proposing to go into said ballot to-morrow, at 12 o'clock, M.

Mr. WILLIAM J. ALSTON, from the Committee on Public Buildings, made a Report,

On a Bill from the Senate, to authorize the Commissioners of Public Buildings for Laurens District to convey certain Public land in the village of Laurens, and for other purposes; which was ordered for consideration to-morrow.

Mr. PERRIN, from the Committee on Privileges and Elections, made a Report, appointing managers, and establishing places of election; which was ordered for consideration to-morrow.

Mr. PINCKNEY submitted the following Resolution, which was agreed to and ordered to be sent to the Senate for concurrence:

Resolved, That the Commissioners of Free Schools be and they are hereby required to report annually to the Legislature, all vacancies that may have occurred in their respective Boards, in order that the same may be filled by the Legislature.

Mr. JAMISON, from the Committee on the Military, made a Report on a Bill to exempt the Hilton Head Beat Company from attending Regimental and Battalion Reviews; which was ordered for consideration to-morrow.

Mr. MANNING obtained leave to withdraw the Petitions of John W. Knowlton and Nancy Chapman, praying payment of arrearages of Pension.

Mr. BROOKS obtained leave to withdraw the Petition of sundry citizens of Edgefield, praying for a new road from Hamburg to intersect the Martintown road, near Pretty Run.

Mr. JAMISON submitted the following Resolution, which was ordered *to lie on the table:*

Resolved, That the Superintendent of Public Works be, and he is hereby authorized and directed to suspend the sales of all such lands as are connected with the public works belonging to this State until the first day of January, in the year one thousand eight hundred and forty six.

Mr. DeSAUSSURE, from the Committee on Federal Relations, made a Report upon the Petition of John Strohecker and others, in relation to slaves released from the Schooner Enterprize; which was ordered for consideration to-morrow.

On motion of Mr. HUNT, a Message was ordered to be sent to the Senate, asking that body to return to this House, the Petition of D. L. McKay, with the Documents.

Mr. PERRIN, from the Committee on Privileges and Elections, made a Report upon a Resolution directing an enquiry into the expediency of altering and amending the Constitution so as to prohibit the citizens of one district from voting in another; which was ordered for consideration to-morrow.

The following Bills were read by their titles and referred:

A Bill from the Senate, to authorize the South-Carolina Rail Road Company to aid in constructing a Branch of their Road to the town of Camden, was referred to the Committee on Internal Improvements:

A Bill from the Senate, to confer additional powers on the Intendant and town Council of the village of Lancaster, was referred to the Committee on Incorporations.

A Bill from the Senate, for the more effectual punishment of the official misconduct of Sheriffs:

A Bill, from the Senate, to alter the sittings of the Courts of Law in certain districts within the Middle and Eastern Circuits; and

A Bill from the Senate, to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which such decrees are to be rendered; were referred to the Committee on the Judiciary.

Mr. CARN presented the Petition of A. Campbell, praying compensation as a witness in the St. Bartholomew's election; which was referred to the Committee on Claims.

The Senate attended and joined the House in a ballot for State Reporter, and immediately after for President and Directors of the Bank of the State of South-Carolina.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on a Bill, from the Senate, to authorize the South-Carolina Rail Road Company to aid in constructing a Branch of their Road to the Town of Camden; which was ordered to *lie on the table.*

Messrs. J. G. W. DUNCAN, JOHN A. ALSTON, SEBRING, LARTIGUE, GEIGER, WINGARD and BROWN, who were absent when the vote was taken on Saturday last, on sending to the Senate "A Bill to alter and amend the first section of the third Article of the Constitution," were permitted to record the votes they would have given if present, and their names having been called for that purpose, Messrs. J. G. W. DUNCAN, JOHN A. ALSTON, SEBRING, and LARTIGUE, answered severally No; and Messrs. GEIGER, WINGARD, and BROWN, severally answered Aye.

Mr. McCARTHY, from the Committee on the Judiciary, made a Report upon "A Bill, from the Senate, for the more effectual punishment of the official misconduct of Sheriffs; which was ordered to *lie on the table.*

Mr. MOODY, from the Committee appointed to count the votes given for State Reporter, on the first ballot, reported that no candidate had received a majority.

On motion of Mr. PHILLIPS,

Ordered, That a Message be sent to the Senate, proposing to go into a second ballot for State Reporter, at a quarter past 3 o'clock, P. M.

The Report of the Committee on Education, on so much of the Governor's Message No. 2 as relates to a Professorship of Greek Literature in the South-Carolina College, was read, recommending an annual appropriation of two thousand and five hundred dollars, for the support of a Professor of Greek Literature in said College; and the question being put, Will the House agree to the Report? it passed in the affirmative.

YEAS, 66. NAYS, 48.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Hardee,	Perrin,
J. A. Alston,	Edward Harleston,	Pinckney,
Bedon,	John Harleston,	Pope,
Joseph A. Black,	Harley,	Porter,
Blakeney,	Heyward,	Poyas,
Brooks,	Huger,	Read,
Brown,	Hunt,	Sebring,
Bull,	Jamison,	Seymour,
Burrows,	Johnson,	Shingler,
Carew,	H. S. King,	W. Gilmore Simms,
Carn,	Lartigue,	Simons,
Chandler,	Lucas,	Joel Smith,
Chesnut,	McCarthy,	Snowden,

Cooper,	McMichael,	Strobhart,
DeSaussure,	Manning,	Stuart,
Dickinson,	Mayes,	Sumter,
J. G. W. Duncan,	Middleton,	Torre,
Ellerbe,	Mordecai,	J. M. Walker,
English,	Noble,	Whaley,
Fraser,	Northrop,	Wilson, and
Geddes,	E. G. Palmer,	Yates.
Grimball.	P. P. Palmer,	

Those voted in the negative are:

Messrs. W. J. Alston,	Gibbs,	Moody,
Barnes,	Giles,	Philips,
Beckham,	Haigler,	Pressly,
Bethea,	Herbert,	Rodgers,
W. C. Black,	Herndon,	D. Thompson Sims,
Broyles,	Holland,	E. P. Smith,
Calhoun,	Hough,	Henry Smith,
Cannon,	Irby,	Traylor,
Crawford,	J. H. King,	Tandy Walker,
P. E. Duncan,	Littlejohn,	Wallace,
Ervin,	McCully,	Ware,
Fair,	McMullan,	Watson,
Foster,	Maxwell,	Charles Williams,
Gowin,	Memminger,	G. W. Williams,
Gary,	Miller,	Wingard, and
Geiger,	Mills,	Zimmerman.

Mr. JOSEPH A. BLACK submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Board of Trustees of the South-Carolina College shall not, in future, grant any leave of absence to any member of the Faculty for a longer time than three months.

On motion of Mr. McCARTHY, the Report of the Committee on the Judiciary, on A Bill, from the Senate, for the more effectual punishment of the official misconduct of Sheriff's, was *taken up*, and the Bill was read the second time and returned to the Senate.

Mr. HUNT, from the Committee on the Judiciary, made Reports on

A Bill, from the Senate, to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which such decrees are to be rendered; and

On A Bill, from the Senate, to alter the sittings of the Courts of law in certain Districts within the Middle and Eastern Circuits; which Reports were ordered to be laid *on the table*.

The following Message was received from the Senate:

IN THE SENATE, December 16, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from your Honse to go into another ballot for State Reporter at a quarter past 3 o'clock, this day.

By order of the Senate:

ANGUS PATTERSON, *President*.

The Senate attended and joined the House in another ballot for State Reporter.

Mr. E. G. PALMER, from the Committee appointed to count the ballots cast for State Reporter, reported that no candidate had received a majority.

The following Message was received from the Senate :

IN THE SENATE, December 16, 1844.

Mr. Speaker and Gentlemen of the House of Representatives :

Senate proposes to your House to go forthwith into another ballot for State Reporter.

By order of the Senate :

ANGUS PATTERSON, *President.*

In which the House concurred and returned an answer—and immediately after the Senate attended and joined the House in a third ballot for State Reporter.

Mr. NORTHROP, from the Committee appointed to count the ballots cast for President and Directors of the Bank of the State of South-Carolina, reported, that F. H. Elmore, was duly elected President, and that D. C. Webb, Samuel Burger, A. McDonald, W. C. Dukes, M. T. Mendenhall, Robert Caldwell, G. N. Reynolds, John S. Ashe, Wm. B. Pringle, James S. Bowie, H. T. McGee, and Wm. M. Lawton, were elected Directors.

At half past 4 o'clock, P. M. business was suspended till half past 6 o'clock, P. M.

(RECESS.)

When the Speaker resumed the Chair,

A Bill, from the Senate, to authorize the South-Carolina Railroad Company to aid in constructing a branch of their Road to the town of Camden, was read the second time, and ordered to be returned to the Senate.

A Bill, from the Senate, to alter and amend the law in relation to the pleadings and practice of Courts of Record, was called for a second reading.

On motion of Mr. MEMMINGER, the further consideration of said Bill was indefinitely postponed.

A Bill, from the Senate, to amend an Act, entitled an Act to amend the Act of 1788, commonly called the Prison Bounds Act, passed the 19th December, 1833, was called for a second reading.

On motion of Mr. BAUSKETT, the further consideration of said Bill was was indefinitely postponed.

The following Bills, from the Senate, were read the second time, and ordered to be returned :

A Bill to declare the meaning of an Act, prescribing the mode of electing Clerks, Sheriffs, and Ordinaries, passed the 21st December, 1839 :

A Bill to vest the right and title of the State in and to a certain house and lot in the village of Darlington, in James Bell :

A Bill to exempt the St. Helena Mounted Company of Riflemen from attending regimental and battalion reviews :

A Bill to require the Ordinary for Kershaw to transfer to the Ordinary of Sumter District all the records in his office pertaining to the latter District prior to the establishment of a Court of Ordinary therefor :

A Bill to postpone one week the sittings of the several Courts of Equity in the fourth Equity District, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit :

A Bill to amend an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 19th day of December, A. D. 1835.

The General Orders were suspended, and Mr. HERNDON, from the Committee on Claims, made a Report on the Petition of sundry persons, praying compensation as witnesses in the contested election of St. Lukes', which was ordered for immediate consideration; was agreed to, and ordered to be sent to the Senate for concurrence.

A Bill, from the Senate, to regulate the auditing of contingent accounts against the State, was called for a second reading, together with the Report of the Committee of Ways and Means thereon, recommending that said Bill do not pass, and that the Clerks of the Courts in the several Districts in this State, do cause to be copied and posted up at the Court House door for general information, that portion of the 5th section of the Act of 1834 to regulate the office of Comptroller General, which directs the auditing of contingent accounts. The House agreed to the Report, and ordered it to be sent to the Senate for concurrence, and the Bill was, consequently, rejected.

Mr. BAUSKETT, from the Committee on Incorporations, made a Report on a Bill, from the Senate, to confer additional powers on the Intendant and Town Council of the village of Lancaster; which was ordered to *lie on the table.*

The Senate returned, with their concurrence, the Report of the Committee on Education, on so much of the Governor's Message, No. 2, as relates to the fund for the deaf and dumb and the blind.

The Senate sent to this House for concurrence, the Report of the Committee on Claims, on the Account of P. M. Johnson for binding books for the Legislature; which was referred to the Committee on Claims of this House:

The Report of the Committee on Roads and Buildings, on the Report of the Secretary of State on the condition of the Offices in Charleston and Columbia; which was referred to the Committee on the Judiciary:

Report of the Committee on the Lunatic Asylum and Medical Accounts, on the Petition of citizens of Barnwell, praying compensation for Dr. J. E. Bignon; which was referred to the Medical Committee: and the Report of the Committee on Federal Relations, on Resolutions in reference to the Message of the Governor, relating to Samuel Hoar; and on a Bill to alter and explain an Act, entitled an Act for the better securing the liberty of the subject, and for prevention of imprisonment beyond the seas; which Report was ordered to *lie on the table.*

The Senate also sent Resolutions in relation to the action by Congress, on the subject of slavery; which were ordered to *lie on the table,* and to be printed.

A Bill, from the Senate, to alter the sittings of the Courts of Law in certain Districts, within the Middle and the Eastern Circuits was *taken up.*

Mr. BAUSKETT moved to postpone the further consideration of the Bill, indefinitely, which was decided in the negative.

YEAS, 47. NAYS, 50.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

Messrs. Barnes,	Hardin,	Moody,
Bauskett,	Harley,	Noble,
Bethea,	Herndon,	O'Hanlon,
Joseph A. Black,	Holland,	Pinckney,
William C. Black,	Hough,	Poyas,
Broyles,	Irby,	Pressly,

Carn,	Johnson,	D. Thompson Sims,
DeSaussure,	H. S. King,	E. P. Smith,
J. G. W. Duncan,	Littlejohn,	Henry Smith,
English,	Lucas,	Joel Smith,
Gowin,	McCarthy,	Torre,
Gary,	McCully,	Traylor,
Gibbs,	McMichael,	Wallace,
Giles,	McMullan,	Whaley, and
Haigler,	Miller,	Charles Williams.
Hardee,	Mills,	

Those who voted in the negaative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	John Harleston,	Phillips,
J. A. Alston,	Herbert,	Pope,
Beckham,	Hunt,	Porter,
Brooks,	Jamison,	Read,
Cannon,	J. H. King,	Seymour,
Carew,	Manning,	W. Gilmore Simms,
Chandler,	Maxwell,	Simons,
Chesnut,	Mayes,	Strobhart,
Cooper,	Means,	Stuart,
Dickinson,	Memminger,	Sumter,
P. E. Duncan,	Middleton,	Ware,
Fair,	Mordecai,	G. W. Williams,
Foster,	Northrop,	Wilson,
Fraser,	Orr,	Wingard,
Geddes,	E. G. Palmer,	Yates, and
Geiger,	P. P. Palmer,	Zimmerman.
Edward Harleston,		

Mr. MEMMINGER moved to strike out the enacting words of the Bill, which passed in the affirmative, and the Bill was rejected.

Mr. HERNDON, from the Committee on Claims, made a Report on the Petition of A. Campbell, for compensation as a witness in the contested election of St. Bartholomew's; which was ordered for consideration tomorrow.

On motion of Mr. MEMMINGER, leave of absence was granted to Mr. JAMES M. WALKER, for the remainder of the Session, on account of indisposition.

A Bill, from the Senate, to confer additional powers on the Intendant and Town Council of the village of Lancaster was *taken up;* read a second time, and ordered to be returned to the Senate.

A Bill, from the Senate, to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which such decrees are to be rendered, was *taken up*, and ordered to be placed in the *General Orders.*

The following Bills were ordered *to lie on the table:*

A Bill to establish the office and define the powers, duties and liabilities of Public Administrators of the estates of deceased persons:

A Bill to alter and amend the third section of the second article of the Constitution of this State:

A Bill to alter and amend an Act directing the manner of granting probates

of wills and letters of administration, and for other purposes therein mentioned, passed 13th day of March, 1789:

A Bill to alter the times of holding Courts of Equity in certain districts in the fifth Equity circuit:

A Bill to reduce the rate of interest from seven to six per cent per annum.

A Bill to allow to certain persons to charge for their services in the capacity of Thomsonian practitioners of medicine:

A Bill to amend the sixth section of an Act entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed 19th December, 1835; and

A Bill to authorize the collection of costs where recovery is had in certain actions hereafter to be brought.

Mr. HENRY, from the Committee on District Offices and Officers, made Reports,

On the Reports of the Attorney General and the Solicitors on district officers and their offices; and

On the Report of the Committee on the Judiciary of the Senate, on the same subject:

On the Petition of citizens of York and Chester, praying a decrease of costs and an increase of the jurisdiction of magistrates; and

On a Bill from the Senate, to require the official bonds of district officers to be recorded in the office of the Register of Mesne Conveyance of the district where such officers shall be elected or appointed to act; which Reports were ordered for consideration to-morrow.

The following Bills were read the third time and passed:

A Bill to amend an Act, entitled an Act to amend the laws in relation to slaves and free persons of color:

A Bill to amend an Act, entitled an Act to revive and amend an Act entitled an Act to incorporate the Union Insurance and Trust Company; and

A Bill to grant a pension to Elizabeth Brown.

Resolved, That the titles of said Bills be changed, and that they be called "Acts."

Ordered, That they be sent to the Senate.

At 16 minutes past ten o'clock P. M., the House adjourned.

Tuesday, December 17, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. PHILLIPS, from the Committee appointed to count the votes given for State Reporter on the third ballot, reported that J. S. G. Richardson received a majority, and is therefore elected.

Mr. PHILLIPS, from the Committee on the Judiciary, made Reports,

On a Resolution of inquiry as to the expediency and policy of changing the law in regard to the Courts of Equity, so as to dispense with the necessity of having but one Chancellor in the State; and

On the Presentment of the Grand Jury of Edgefield, Fall Term, 1844, presenting the Court of Equity as a grievance; which were ordered for consideration to-morrow.

Mr. ERVIN, from the Committee on Vacant Offices, made a Report, ap-

pointing Coroners, Magistrates, Commissioners of Roads, Commissioners of Free Schools, Commissioners of Public Buildings, &c.; which was ordered to *lie on the table.*

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On a Resolution, from the Senate, providing for a Report by the Superintendent of Public Works, as to the tolls at Vance's Ferry :

On the Petition of Wilson N. Goodlett, praying payment for timber cut for repairing Saluda Mountain turnpike road ; and

On a Resolution, from the Senate, providing for the examination of Little Pee Dee river ; which were severally ordered for consideration to-morrow.

The Senate returned the following Bills, which were read the third time and passed :

A Bill to make further provision for the security of public moneys under the control of the different Boards of Commissioners in this State :

A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-four :

A Bill to establish certain Roads, Bridges and Ferries :

A Bill to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted : *Resolved,* That the said Bills do pass ; that the titles thereof be changed ; that they be called "Acts," and sent to the Senate.

The following Message was received from the Senate :

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives :

Senate asks leave of your House to strike out the words "*any one*" and "*each member of such board,*" in the first and third lines of the fourth section of a Bill to make further provision for the security of public moneys under the control of the different Boards of Commissieners in the State ; restored by your House on the third reading of the Bill ; and to insert the words "*The Chairman and Treasurer*" and "*each Chairman and Treasurer,*" as amended by Senate on second reading.

By order of the Senate :

ANGUS PATTERSON, *President.*

The House refused to make the amendment proposed by the Senate, and an answer was returned.

The Senate returned to this House, "A Bill to amend the Attachment Laws of this State ;" which was read the third time and passed :

Resolved, That the title thereof be changed ; that it be called "An Act," and sent to the Senate.

The following Message was received from the Senate :

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives :

Senate insists upon the amendments made by Senate, on the second reading of "A Bill to make further provision for the security of public moneys under the control of the different Boards of Commissioners in this State," and has appointed Messrs. BOOZER, HUEY, and WITHERSPOON, a Committeee to meet a Committee of the House in free conference on that subject.

By order of the Senate :

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to make the amendment, and concurred with the Senate to appoint a Committee to confer on the differences between the two Houses, and appointed Messrs. E. G. PALMER, W. J. ALSTON, and JOSEPH A. BLACK, a Committee to meet the Committee of the Senate, and an answer was returned.

The Senate returned the following Bills, which were read the third time:

A Bill to raise an Independent Battalion of Militia, and for other purposes; and

A Bill to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church:

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

The Senate also returned "A Bill to provide for the punishment of persons disturbing the peace of this State, under color of authority from other States of the Union; the title of which the Senate amended as follows:

"A Bill to provide for the punishment of persons disturbing the peace of this State, in relation to slaves and free persons of color."

The Bill, as amended, was then read the third time and passed:

Resolved, That the title thereof be changed; that it be called "An Act," and sent to the Senate.

On motion of Mr. MANNING, a Message was ordered to be sent to the Senate, proposing to appoint a Joint Committee to nominate suitable persons to represent the interests of the State in the South-Carolina Rail Road Company; and informing Senate that Messrs. MANNING, HEYWARD, CHESNUT, ENGLISH, and E. G. PALMER, were the Committee on the part of this House.

The following Message was received from the Senate:

IN THE SENATE, December 17 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to strike out the words "Emanuel Witsell," in the 9th section of a Bill to establish certain Roads, Bridges and Ferries, restored by your House on third reading, and to insert "James White, trustee of Emeline Walkington," as amended by Senate, on second reading.

By order of the Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to make the amendment, and an answer was returned.

Mr. HUNT submitted the following Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Comptroller General be authorized to examine and report any claims against the State for Bills of Credit, and to furnish a full statement of the facts, and whether the same now constitute a valid claim against the State.

Mr. HUNT, from the Committee appointed to superintend the repairs of the Capitol, and to improve the grounds, made a report, which was ordered to lie on the table, and to be printed.

Mr. HUNT, from the Committee on the Judiciary, to whom were referred a Resolution directing on enquiry, whether the Banks can hold real estate and negroes, and plant cotton for market, and a Memorial on the same subject, made a Report, and submitted the opinion of the Attorney General and

Solicitors thereon; which Report was ordered to lie on the table, and with the opinion of the Attorney General and Solicitors, was ordered to be printed.

Mr. HUNT, from the same Committee, made Reports,

On the Report of the Committee on the Judiciary of the Senate, on the publication of the Bank case:

On the Petition of Wilson Bartlett, praying for a divorce:

On the Report of the Committee on the Judiciary of the Senate, on the books of the State Reporter; and

On a Resolution as to the expediency of establishing penitentiaries; which Reports were ordered for consideration to-morrow.

Mr. HUNT, from the same Committee, submitted the Report of a minority of the Committee, on the Presentment of the Grand Jury of Edgefield District, presenting the Court of Equity as a grievance; which was ordered for consideration to-morrow.

Mr. J. H. KING, from the Medical Committee, to whom was referred the Report of the Committee on the Lunatic Asylum and Medical Accounts of the Senate, on the Petition of citizens of Barnwell, praying compensation for Dr. J. E. Bignon, made a Report, which was ordered for consideration to-morrow.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims,

On the Account of A. H. Pemberton:

On the Account of James H. Buckner; and

On the Account of B. F. Smith; which were referred to the Committee on Claims, of this House:

Also, the Reports of the Committee on the Military and Pensions, on the Petition of Esther Wallace; and

On the Petition of John Hudgeons, administrator of Ambrose Hudgeons; which were referred to the Committee on Pensions.

The Senate sent to this House the following Bills:

A Bill for the more effectual punishment of the official misconduct of Sheriffs; and

A Bill to authorize the South-Carolina Railroad Company to aid in constructing a branch of their Road to the town of Camden:

Resolved, That they do pass; that the titles thereof be changed; that they be called Acts, and returned to the Senate.

Mr. PHILLIPS, from the Committee on the Judiciary, to whom was referred the Report of the Committee on Roads and Buildings of the Senate, on the Report of the Secretary of State, on the condition of the offices in Charleston and Columbia, made a Report, which was ordered for consideration to-morrow.

The Senate sent to this House the following Bills:

A Bill to vest the right and title of the State in and to a certain house and lot in the village of Darlington, in James Bell; and

A Bill to declare the meaning of an Act prescribing the mode of electing Clerks, Sheriffs and Ordinaries, passed 21st December, 1839:

Resolved, That they do pass; that the titles thereof be changed, and that they be called Acts. *Ordered*, That they be returned to the Senate.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message of your House, asking Senate to appoint a Committee to nominate suitable persons as proxies to represent the interest of this State in the South-Carolina Railroad Company, and has appointed Messrs. BOYCE, McWILLIE, MOSES, DeTREVILLE and ALLSTON, a Committee to meet the Committee of the House for that purpose.

By order of the Senate:

ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate insists on asking leave of your House to amend a Bill to establish certain Roads, Bridges and Ferries, by striking out the names of "Emanuel Witsell", in the ninth section, to insert the name of "James White, Trustee of Emeline Walkington." Senate has appointed Messrs. FELDER, ELFE and WALKER, a Committee of free conference on this subject of disagreement between the two Houses, and respectfully asks your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to make the amendment, and concurred with the Senate in the appointment of a Committee of free conference, and the Speaker appointed the following gentlemen of the Committee on the part of the House: Messrs. CARN, H. S. KING and McCARTHY.

Mr. JAMISON, from the Committee on the Military, made Reports,

On a Resolution, as to the expediency of erecting certain buildings for the use of the Charleston Regiment of Artillery; and

On the Petition of the Erskine Cadets, praying to be furnished with public arms; which Reports were ordered for consideration to-morrow.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to strike out the words "five hundred," in the appropriation for the Library of the Court of Appeals at Charleston, in the third section of a Bill to make appropriation, for the year commencing in October, 1844, as amended by the House on the third reading, and to insert "two hundred and fifty."

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendment, and returned an answer.

Mr. E. G. PALMER, from the Committee appointed to confer with a Committee of the Senate, on the disagreement between the two Houses, respecting an amendment proposed by the Senate to a Bill to make further provision for the security of public moneys under the control of the different

Boards of Commissioners in the State, made a Report, recommending that the 4th section of the Act be amended, to read as follows: "In case any one of the said Boards of Commissioners shall neglect or refuse to make said report or publication, such Board, so neglecting or refusing, shall forfeit or pay the sum of fifty dollars, to be recovered by action of debt in any Court of competent jurisdiction; and it shall be the duty of the Solicitor of the Circuit (or of the Attorney General, as the case may be,) and he is hereby required to bring said action for the recovery of said penalty."

The Senate sent a Message, asking leave to amend the Bill, as recommended by the Committee of Conference, in which the House concurred, and returned an answer.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate ask leave of your House to restore the 8th section of a Bill to amend the Attachment Laws of this State, inserted by the Senate on the second reading, and stricken out by your House on the the third reading.

By order of the Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to make the amendment, and returned an answer.

Mr. CARN, from the Committee appointed to meet and confer with a Committee of the Senate, on the disagreement between the two Houses on the 9th Section of the Bill to establish certain Roads, Bridges and Ferries, made a Report, recommending that the said section be stricken out, and that the following be substituted:

Sec. 9. That the Ferry at Jacksonborough, commonly called the Jacksonborough Ferry, be and the same is hereby re-chartered and vested in Dr. Emanuel Witsell aad Emeline Walkington, jointly, for the term of eight years, at the same rates of toll as heretofore allowed by law.

The House agreed to the Report.

The Senate sent a Message, asking leave to substitute the Section recommended by the Committee, which was granted, and an answer returned.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate ask leave of your House to strike out the following clause in the 7th section of a Bill to make appropriations for the year commencing in October, 1844, to wit: "for repairing arms and for arsenal purposes in Charleston and Columbia under the Act of 1833, two thousand dollars, if so much be necessary;" which was stricken out by the Senate on the second reading, and restored by the House on the third reading.

By order of the Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to strike out the said clause, and an answer was returned.

On motion of Mr. MORDECAI,

Resolutions in relation to the action of Congress on the subject of slavery, sent to this House yesterday by the Senate, *were taken up.*

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message of your House, asking Senate to appoint a Committee to nominate suitable persons as proxies to represent the interest of this State in the South-Carolina Railroad Company, and has appointed Messrs. BOYCE, McWILLIE, MOSES, DeTREVILLE and ALLSTON, a Committee to meet the Committee of the House for that purpose.

By order of the Senate:

ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate insists on asking leave of your House to amend a Bill to establish certain Roads, Bridges and Ferries, by striking out the names of "Emanuel Witsell", in the ninth section, to insert the name of "James White, Trustee of Emeline Walkington." Senate has appointed Messrs. FELDER, ELFE and WALKER, a Committee of free conference on this subject of disagreement between the two Houses, and respectfully asks your House to appoint a similar Committee to meet the Committee of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to make the amendment, and concurred with the Senate in the appointment of a Committee of free conference, and the Speaker appointed the following gentlemen of the Committee on the part of the House: Messrs. CARN, H. S. KING and McCARTHY.

Mr. JAMISON, from the Committee on the Military, made Reports,

On a Resolution, as to the expediency of erecting certain buildings for the use of the Charleston Regiment of Artillery; and

On the Petition of the Erskine Cadets, praying to be furnished with public arms; which Reports were ordered for consideration to-morrow.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to strike out the words "five hundred," in the appropriation for the Library of the Court of Appeals at Charleston, in the third section of a Bill to make appropriation, for the year commencing in October, 1844, as amended by the House on the third reading, and to insert "two hundred and fifty."

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendment, and returned an answer.

Mr. E. G. PALMER, from the Committee appointed to confer with a Committee of the Senate, on the disagreement between the two Houses, respecting an amendment proposed by the Senate to a Bill to make further provision for the security of public moneys under the control of the different

Boards of Commissioners in the State, made a Report, recommending that the 4th section of the Act be amended, to read as follows: "In case any one of the said Boards of Commissioners shall neglect or refuse to make said report or publication, such Board, so neglecting or refusing, shall forfeit or pay the sum of fifty dollars, to be recovered by action of debt in any Court of competent jurisdiction; and it shall be the duty of the Solicitor of the Circuit (or of the Attorney General, as the case may be,) and he is hereby required to bring said action for the recovery of said penalty."

The Senate sent a Message, asking leave to amend the Bill, as recommended by the Committee of Conference, in which the House concurred, and returned an answer.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate ask leave of your House to restore the 8th section of a Bill to amend the Attachment Laws of this State, inserted by the Senate on the second reading, and stricken out by your House on the the third reading.

By order of the Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to make the amendment, and returned an answer.

Mr. CARN, from the Committee appointed to meet and confer with a Committee of the Senate, on the disagreement between the two Houses on the 9th Section of the Bill to establish certain Roads, Bridges and Ferries, made a Report, recommending that the said section be stricken out, and that the following be substituted:

Sec. 9. That the Ferry at Jacksonborough, commonly called the Jacksonborough Ferry, be and the same is hereby re-chartered and vested in Dr. Emanuel Witsell aad Emeline Walkington, jointly, for the term of eight years, at the same rates of toll as heretofore allowed by law.

The House agreed to the Report.

The Senate sent a Message, asking leave to substitute the Section recommended by the Committee, which was granted, and an answer returned.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate ask leave of your House to strike out the following clause in the 7th section of a Bill to make appropriations for the year commencing in October, 1844, to wit: "for repairing arms and for arsenal purposes in Charleston and Columbia under the Act of 1833, two thousand dollars, if so much be necessary;" which was stricken out by the Senate on the second reading, and restored by the House on the third reading.

By order of the Senate:
ANGUS PATTERSON, *President.*

The House refused to grant leave to the Senate to strike out the said clause, and an answer was returned.

On motion of Mr. MORDECAI,

Resolutions in relation to the action of Congress on the subject of slavery, sent to this House yesterday by the Senate, *were taken up.*

Messrs. W. GILMORE SIMMS, STUART and BAUSKETT submitted Resolutfons on the same subject; which were ordered to be printed, and, with the Resolutions from the Senate, were made the special order of the day for 12 o'clock M. to-morrow, in Committee of the Whole House.

On motion of Mr. PHILLIPS, the following Report *was taken up*:

The Committee on Claims, to whom was referred the Petition of Messrs. Kinlock, Phillips & Company, beg leave to Report, that they have considered the same, and recommend that the prayer thereof be not granted.

On motion of Mr. PHILLIPS, the Report was amended by striking out "not," and adding "and the Petitioners be paid the sum of fifty-four dollars twenty-six cents;" and, thus amended, the Report was agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. JOHNSON, the following Report was called for consideration and read:

The Committee on Claims, to whom was referred the Petition of James H. Buckner, praying compensation for services rendered the State, respectfully report, that they have examined the same, and recommend that the prayer thereof be granted, and that the Petitioner be paid the sum of thirty-eight dollars 90-100.

On motion of Mr. JOHNSON, "thirty-eight dollars 90-100," was stricken out, and "fifty dollars" inserted, and thus amended, the Report was agreed to, pnd sent to the Senate for concurrence.

The Report of the Committee on Accounts, on the Accounts against the Upper Division of the Treasury, was read, agreed to, and sent to the Senate for concurrence.

On motion of Mr. JOSEPH A. BLACK, business was suspended at three minutes past 4 o'clock, P. M., till half-past 6 o'clock, P. M.

(RECESS.

When the Speaker resumed the Chair,

On motion of Mr. BAUSKETT, leave of absence was granted to Mr. POPE, on account of the indisposition of a member of his family.

The Senate sent to this House the Report of the Joint Committee on Accounts, on the contingent Accounts against the Lower Division of the Treasury; which was read, concurred in, and ordered to be returned to the Senate.

The Report of the Committee on Privileges and Elections, appointing Managers and establishing places of election, was agreed to, and ordered to be sent to the Senate for concurrence.

The following Message was received from Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate insists upon the amendment made by Senate on the second reading of a Bill to make appropriations for the year commencing in October, 1844, by striking out the following clause in the 7th section, to wit: "for repairing arms and for arsenal purposes in Charleston and Columbia, under the Act of 1833, two thousand dollars, if so much be necessary," which clause was restored by the House on 3rd reading. Senate has appointed Messrs. BOOZER, BOYCE, and RIVERS a Committee of Conference, and asks your House to appoint a similar Committee to meet the Committee of Senate on this subject.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to make the amendment, and concurred with the Senate to appoint a Committee on the disagreement between the Houses, and Messrs. JAMISON, WALLACE, and G. W. WILLIAMS were appointed of the Committee on the part of the House to meet and confer with the Committee of the Senate.

The following Message was received from the Senate:

IN THE SENATE, Dec. 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives.

Senate asks leave of your House to restore the amendments to the 5th section of a Bill to make further provision for the security of public money under the control of the different Boards of Commissioners in this State, made by Senate on 2nd reading, and which were stricken out by the House on 3rd reading.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendments, and an answer was returned.

The Report of the Committee on Vacant Offices, appointing Magistrates, Commissioners of Free Schools, Commissioners of Roads, &c., was read, agreed to, and ordered to be sent to the Senate for concurrence.

Mr. JAMISON, from the Committee appointed to confer with the Committee of the Senate in relation to the appropriation for repairing arms, reported and recommended, that the clause be restored, with the following amendment, that the words "two thousand" be stricken out, and "one thousand" inserted.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to strike out the words "two thousand," in the 7th section of the Bill to make appropriations for the year commencing in October, 1844, in relation to the appropriation for repairing arms, and to insert the words "one thousand," and also to strike out from the same section the words "under the Act of 1833," as recommended by the Joint Committee of Conference on that subject.

By order of the Senate:

ANGUS PATTERSON, *President.*

An answer was returned granting leave to the Senate to make the amendments.

The Senate sent to this House the following Bills, which were read the third time:

A Bill to postpone one week the sittings of the several Courts of Equity in the fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit:

A Bill to amend an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 19th day of December, 1835:

A Bill to require the Ordinary of Kershaw to transfer to the Ordinary of Sumter District, all the records in his office pertaining to the latter District prior to the establishment of a Court of Ordinary therefor; and

A Bill to confer additional powers on the Intendant and Town Council of the Village of Lancaster. *Resolved*, That said Bills do pass; that the titles thereof be changed, and that they be called Acts. *Ordered*, that they be returned to the Senate.

The following Acts were returned by the Senate, and committed to the Committee on Engrossed Acts:

An Act to raise an independent Battalion of Militia, and for other purposes:

An Act to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted:

An Act to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church:

An Act to amend the Attachment laws of this State:

An Act to provide for the punishment of persons disturbing the peace of the State in relation to slaves and free persons of color:

A Act to establish certain Roads, Bridges and Ferries:

An Act to amend an Act, entitled an Act to revive and amend an Act, entitled an Act to incorporate the Union Insurance and Trust Company:

An Act to amend an Act, entitled an Act to amend the laws in relation to slaves and free persons of color:

An Act to grant a Pension to Elizabeth Brown:

An Act to make further provision for the security of public moneys under the control of the different Boards of Commissioners in this State.

On motion of Mr. BAUSKETT, the Special Order of the Day for Wednesday last, at 12 o'clock, was discharged, and so much of the Governor's Message No. 1, as relates to the Tariff, to Texas and the Abolitionists, and sundry Resolutions on Federal Policy, were referred to the Committee of the Whole House to-morrow, at 12 o'clock, M.

On motion of Mr. McMULLAN, the Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Edgefield, presenting the Court of Equity, and the Report of the minority of said Committee, on the same subject, were ordered to be printed.

Mr. NORTHROP, from the Committee on Education, made a Report on the Returns of the Commissioners of Free Schools for the several election Districts; which was read and agreed to, and ordered to be sent to the Senate for concurrence.

The following Message was received from the Senate:

IN THE SENATE, December 17, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to amend the Report of the Committee on Agriculture of your House, on the Peitions of several Agricultural Societies in this State, praying a continuance of the Geological Survey, by striking out the words "two years," for the purpose of inserting the words "one year."

By order of the Senate:
ANGUS PATTERSON, *President.*

The House returned an answer, refusing to grant leave to the Senate to amend the Report.

Mr. DESAUSSURE, from the Committee on Federal Relations, made a Report upon the expediency of an enactment by the Federal Government

of a uniform mode of choosing Electors of President and Vice President of the United States; which was ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Report were considered and agreed to:

Reports of the Committee of Ways and Means,

On the Petition of Dr. Wm. L. Pickett:

On the Petition of Charles Panknin; and

On the Petition of Leroy Secrest:

Report of the Abbeville Delegation, on the Petition for the appointment of two additional Magistrates:

Report of the same Delegation on the Petition of citizens of Abbeville, praying that John F. Clinkscales may be appointed a Magistrate:

Report of the Committee on District offices, and officers, as to the expediency of publishing and distributing the poor Laws:

Report of the Committee on Agriculture, on the Petition of William B. Villard:

Report of the same Committee as to the expediency of granting a bounty on the culture of silk:

Report of the Committee on Privileges and Elections as to the expediency of increasing the property qualification of voters:

Report of the Committee on Federal Relations, as to the expediency of extending pecuniary aid to Texas, and the Report of the Committee on Education on the presentment of the Grand Jury of Darlington in relation to the free school fund.

The following Reports were ordered to *lie on the table:*

Report of the Committee on Internal Improvements, on a Petition concerning vacant lands taken up since the law of 1819:

Reports of the Committee on Roads, Bridges and Ferries, on the Petition of citizens of Union, praying that a neighborhood road may be established, and on Petitions of citizens of Laurens, Abbeville, Edgefield and the Town of Hamburg, praying the opening a new road from Hamburg to the Martin Town Road; and

The Report of the Medical Committee on the account of Dr. J. J. Barkley.

Mr. M'MULLAN obtained leave to withdraw the Petition of Dr. J. J. Barkley.

The Report of the Committee on Federal Relations, touching French spoliations was called for consideration.

Mr. HUNT moved to amend the Report, by striking out the words "that from the information communicated to them, they believe these claims to be unfounded, and are of opinion that the lapse of half a century has not added to their validity," and to insert the following, "That, as this is a claim on the Congress of the United States"—which amendment was adopted, and the Report as amended was agreed to.

The Report of the Committee on Accounts, on a Resolution as to the reduction of the fee bill, recommending the appointment of a Commission to examine the fees of Sheriffs, Clerks of the Courts, Magistrates, Constables, Coroners and Secretary of State, was agreed to and ordered to the Senate for concurrence.

The Speaker appointed Messrs. AIKEN, SEBRING, and BROWN, of the Commission.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence :

Reports of the Committee on Internal Improvements,
On the Petition of J. A. Leland :
On the Petition of G. B. Green ; and
On the Petition of Lewis Pou :
Reports of the Committee on Pensions,
On the Petition of Hannah Hudgeons :
On the Petition of Milly Ward ; and
On the Petition of Benjamin Dickson :
Reports of the Committee on Claims,
On the Account of B. Gass :
On the Account of Joseph Baskins :
On the Account of the Richland Artillery ; and
On the Account of J. N. Cardozo & Company:
Report of the Committee on Federal Relations upon the Protest and Declaration of the State of Rhode Island:
Reports of the Medical Committee,
On the Accounts of Dr. J. H. Boatwright :
On the Account of Dr. W. M. Lee ; and
On the Account of Dr. T. J. Flinn ; and
Report of the Committee on Education, on the Report of the Vestry of St. James Goose Creek, on the Ludlam School Fund.

The Report of the Committee of Ways and Means, on so much of the Comptroller General's Report as relates to Lotteries, was called for consideration.

A motion was made to lay the Report on the table, which was decided in the negative.

YEAS, 29. NAYS, 35.

The yeas and nays were requested, and are as follows :

Those who voted in the affirmative are:

Messrs. John A. Alston,	Lucas,	Rodgers,
Carew,	McCarthy,	Sebring,
J. G. W. Duncan,	McMichael,	Seymour,
Fraser,	McMullan,	W. G. Simms,
Hardee,	Maxwell,	E. P. Smith,
Edw. Harleston,	Moody,	Stuart,
John Harleston,	Mordecai,	Tandy Walker,
Harley,	Northrop,	Whaley, and
Irby,	Orr,	Yates.
Jamison,	Porter,	

Those who voted in the negative are :

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Geiger,	Mills,
Wm. J. Alston,	Gibbs,	Noble,
Barnes,	Herbert,	O'Hanlon,
Joseph A. Black,	Herndon,	E. G. Palmer,
Bull,	Holland,	Read,
Cannon,	Hunt,	Henry Smith,
Cooper,	J. H. King,	Joel Smith,

DeSaussure,	Littlejohn,	Ware,
P. E. Duncan,	McCully,	G. W. Williams, &
Fair,	Manning,	Wilson.
Foster,	Memminger,	
Gary,	Middleton,	

The Report was then agreed to, and ordered to be sent to the Senate for concurrence.

The Report of the Committee of Ways and Means, on the Petition of the Commissioners of the Poor for Lexington District, was agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. BARNES, the House adjourned, at 20 minutes past 10 o'clock, P. M.

Wednesday, December 18, 1844.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorumbeing present, the Journal of yesterday's proceedings was read.

The Senate returned, with their concurrence,

The Report of the Committee on Public Buildings, on the Petition of sundry citizens of Barnwell District, praying for a new Court House and Jail, and on the Presentment of the Grand Jury of Barnwell District in reference to the Court House and Jail:

The Report of the Committee on Education, on so much of the Governor's Message, No. 2, as relates to a Professorship of Greek Literature in the South-Carolina College:

A Resolution directing the Superintendent of Public Works to report on the number of bridges on the State Road, and the costs of building and keeping them in repair.

The Senate sent to this House for concurrence,

The Report of the Committee on Claims, on the Account of James Peckham, for work done in the Surveyor General's office; which was referred to the Committee on Claims of this House:

The Report of the Committee on the College, Education and Religion, on the Petition of Barnard E. Bee; which was referred to the Committee on Education of this House; and

A Resolution providing for a Report of expenditures for books for the Legislative Library; which was referred to the Committee on the Legislative Library.

The Senate returned to this House an Act to make appropriations for the year commencing in October, 1844; which was committed to the Committee on Engrossed Acts.

Mr. PERRIN, from the Committee on Privileges and Elections, made a Report, on the Memorial of sundry citizens of St. Luke's Parish, protesting against the Report of the Managers of Election of said Parish, certifying the election of F. J. McCarthy, and praying that Richard W. Singellton may be allowed to take his seat as one of the Representatives from said Parish; recommending that the return of the Managers of Election for two Representatives for St. Luke's Parish, dated the 17th October, 1844, be confirmed; which was agreed to by the House.

The House considered and agreed to the following Reports, which were ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of Thomas W. Glover, Clerk of the House of Representatives, for paper and stationery; and

On the Petition of Simon Verdier and others, praying compensation for attending as witnesses in the matter of St. Bartholomew's contested election.

Mr. McMULLAN, from the Committee on Pensions, made the following Reports, which were ordered to *lie on the table*:

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of John Hudgeons, administrator of Ambrose Hudgeons; and

On the Report of the same Committee of the Senate, on the Petition of Esther Wallace.

Mr. McMULLAN, from the York and Lancaster Delegations, made a Report, on the Memorial of the Chiefs and head men of the Catawba Indians, and certain Resolutions touching the Indians; which was also ordered to *lie on the table.*

The Senate returned with their concurrence, the Report of the Committee on Claims, on the Accounts of sundry citizens of St. Luke's Parish, for attending as witnesses in the matter of the contested Election for St. Luke's.

Mr. ORR, from the Committee on Claims, made the following Reports, which were ordered to *lie on the table:*

On the Report of the Committee on Claims of the Senate, on the Account of P. M. Johnson, for binding books for the Legislature:

On the Report of the same Committee of the Senate, on the Account of B. F. Smith, for Oil furnished the Citadel in Charleston:

On the Report of the same Committee of the Senate, on the Account of A. H. Pemberton, for printing and advertising:

On the Report of the same Committee of the Senate, on the Account of James Peckham, for work done in the Surveyor Generals Office; and

On the Report of the same Committee of the Senate, on the Account of James H. Buckner.

Mr. NORTHROP, from the Committee on Education, made a Report, on the Report of the Committee on the College, Education and Religion of the Senate, on the Petition of Barnard E. Bee; which was ordered to *lie on the table.*

Mr. G. W. WILLIAMS, from the Committee on the Legislative Library, made a Report, on a Resolution from the Senate, providing for a report of the expenditures for Books for the Legislative Library, recommending that the House concur in the Resolution; which was agreed to, and the resolution was returned to the Senate.

Mr. MANNING, from the Special Joint Committee appointed to nominate suitable persons as proxies to represent the interest of the State in the South Carolina Rail Road, made a Report, recommending the following persons; which Report was ordered to *lie on the table:*

Messrs. JOHN BUCHANAN,
JAMES E. CALHOUN,
J. M. DESAUSSURE,
F. H. ELMORE,
WILLIAM HOPKINS.

Mr. J. H. KING submitted the following Resolution, which was read, considered immediately, and ordered to be sent to the Senate for concurrence:

Resolved, That the Committee of this House charged with the repairs and

improvements in and about the State House, be instructed to cause the gallery of the Representatives Hall to be removed, so as to occupy a position clear of the Hall and immediately over the adjoining Committee Rooms.

Mr. WALLACE submitted the following Resolution, which was considered immediately, and ordered to be sent to the Senate for concurrence:

Resolved, That two thousand copies of the Militia and Patrol Laws be printed in pamphlet form for the use of the Militia of this State, and be distributed to them under the orders of His Excellency the Governor.

On motion of Mr. MANNING, a Message was ordered to be sent to the Senate, proposing to that Body to go into an election for Proxies to represent the interest of the State in the South-Carolina Railroad Company, this day at half past 7 o'clock, P. M.

On motion of Mr. McMULLAN, leave of absence was granted to Mr. BARNES for the remainder of the Session.

The House agreed to an unfavorable Report of the Committee on Claims, on the Petition of William Wingate, Sheriff of Darlington; and

Mr. WILSON obtained leave to withdraw the said Petition.

On motion of Mr. HUNT,

Ordered, That a Commission, consisting of three members of this House, be appointed to superintend such repairs of the Capitol and grounds, as may be directed by the two Houses or either of them; and that a Message be sent to the Senate, asking the appointment of a similar Commission on the part of the Senate, to join and act with the Commission of this House.

The SPEAKER appointed the following gentlemen of the Commission on the part of this House: Messrs. HUNT, MIDDLETON and NORTHROP, and a Message was sent accordingly.

The following Reports were considered and agreed to:

Reports of the Committee on Claims,

On the Petition of Thomas Watt, Jacob Bookman, and others:

On the Petition of Thomas J. Wilder; and

On the Account of B. F. Smith:

Reports of the Committee on Federal Relations,

On the Resolutions of the Legislatures of Georgia and Connecticut, relating to Repudiation of State Debts:

On the Petition of John Strohecker and others, in relation to slaves released from the schooner Enterprize:

On the Resolutions of the Legislature of the State of Georgia, as to the exchange of documents, &c.; and

On the Resolutions of the Legislature of Connecticut, upon the assumption of State Debts:

Reports of the Committee on the Military,

On a Resolution of enquiry as to the duties of the Quarter Master General, and as to the expediency of abolishing that office:

On the Petition of the Printers of Charleston; and

On the Petition of sundry citizens of Pendleton District, praying a reduction of the salary of the Adjutant and Inspector General and other officers:

Reports of the Committee of Ways and Means,

On a Resolution of enquiry as to the expediency of monthly statements from the Banks:

On a Resolution of enquiry as to the expediency of taxing moneyed capital; and

On a Resolution of enquiry as to the expediency of reducing the compensation of Tax Collectors:

Reports of the Committee on the Judiciary,

On that part of the Governor's Message which relates to the exemption of ands from execution for debt:

On the Petition of sundry citizens of Pendleton, praying an amendment of the law in certain particulars; and

On a Resolution as to executing white criminals in private:

Report of the Committee on Colored Population,

On the Presentments of the Grand Jury of Sumter, presenting the practice of owners giving slaves permits to traffic and trade:

Report of the Committee on Grievances,

On the Presentment of the Grand Jury of Richland District, fall term, 1844, presenting frauds at elections; and

On the Petition of sundry citizens of York District, praying the passage of a law to prohibit unmarried persons from living together as husband and wife:

Report of the Committee on Internal Improvements,

On the Petition of divers citizens on the State Road, in relation to the public lands:

Report of the Committee on Pensions,

On the Petition of John W. Knowlton, praying payment of a balance of pension:

Report of the Committee on Incorporations,

On the Petition of citizens of Lancaster Village and others, praying a repeal of the Act of Incorporation; and

The Report of the Special Joint Committee appointed to examine into the expediency of transferring books from the Legislative Library to the Library of the Court of Appeals.

The following Bills from the Senate were ordered to *lie on the table:*

A Bill to permit John W. Leak to erect Mills on Thompson's Creek, near Cheraw:

A Bill to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which said decrees are to be rendered:

A Bill to exempt the Hilton Head Boat Company from attending Regimental and Battalion Reviews:

A Bill to authorize the Commissioners of Public Buildings for Laurens District, to convey certain public land in the Village of Laurens, and for other purposes; and

A Bill to require the official bonds of District Officers to be recorded in the office of the Register of Mesne Conveyances of the District where such officers shall be elected or appointed to act.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of Thomas W. Glover, Clerk of the House:

On the Petition of John W. Summers, Trustee:

On the Petition of Simon Verdier and others:

On the Petition of C. B. Farmer:

On the Account of Charles Wilcox:

On the Account of Samuel Isaacs:

On the Petition of Thomas Pye:
On the Petition of Jacob Stevens:
On the Petition of L. B. Clarke:
On the Account of George H. Pooser, late Sheriff:
On the Petition of A. Campbell:
On the Account of W. F. Durisoe:
On the Account of John A. Stuart:
On the Account of A. S. Johnston, for books:
On the Petition of Samuel Jordan:
On the Petition of the Secretary of State:
On the Account of T. W. Pegues:
On the Account of I. C. Morgan:
On the Account of G. W. Hopkins:
On the Petition of Sum Summer, administrator:
On the Petition of Oswald Reeder:
On the Petition of A. H. Pemberton:
On the Account of O. H. Wells; and
On the Account of John Stubbs:
Reports of the Medical Committee,
On the Account of Dr. Joseph W. Duncan; and
On the Account of Dr. J. O. Hagood:
Report of the Committee on the Legislative Library,
On the Memorial of the Historical Society of New York:
Report of the Committee on Education,
On Petition of Barnard E. Bee:
Report of the Committee on the Judiciary,
On so much of the Governor's Messages as relates to the Offices of Secretary of State and Surveyor General:
Report of the Abbeville Delegation,
On the Report of the Trustees of the Estate of Dr. John De La Howe; and
Report of the Committee on the Lunatic Asylum,
On the Report of the Regents.

The House concurred in and returned to the Senate, the following Reports:

Reports of the Committee on Claims of the Senate,
On the Account of the Clerk of the Senate for Stationery:
On the Petition of Benjamin Hart:
On the Account of W. W. Purse:
On the Account of John E. Grist; and
On the Account of Samuel Weir:
Reports of the Committee on the Military and Pensions,
On the Petition of Hannah Hudgeons; and
On the Petition of Elizabeth Brown:
Report of the Committee on the Judiciary,
On the Petition of the Commissioners of the Poor for Lexington:
Reports of the Committee on Claims,
On the Account of W. W. Purse; and
Report of the Committee on the Judiciary,
In relation to the Commissioners of the Poor for Clarendon.

The House also concurred in, and returned to the Senate,

A Resolution to pay the Assistant Door-keeper.

The following Reports were ordered to *lie on the table*:

Reports of the Committee on Internal Improvements,

On the Petition of citizens of Fairfield, praying to be refunded money paid for the Catawba lands:

On the Memorial of A. D. Hilliard:

On the Petition of citizens of Lancaster, in relation to lands sold and claimed by the State under the Act of 1819:

On the Petition of citizens of Fairfield, praying an appropriation to open Wateree river; and

On the Petition of citizens of Fairfield, praying an appropriation to open Broad river:

Reports of the Committee on the Judiciary,

On the appropriation for the Library of the Court of Appeals:

On the examination of defendaats in the Court of Equity, and giving two sittings of the Court each year:

On the Petition of citizens of Barnwell, praying an alteration of the law of libel:

On the two volumes of State Reports:

On the expediency of reducing the fees of Commissioners in Equity:

On the Petition of Myra Reid; and

On the Presentment of the Grand Jury of Anderson, on the subject of small trespasses:

Reports of the Committee on Claims,

On the Report of the same Committee of the Senate, on the Petition of citizens of Beaufort, praying compensation for R. Y. Carey; and

On the Report of the same Committee of the Senate, on the Petition of James L. Gantt:

Reports of the Committee on Incorporations,

On the Petition of the Baptist Church at New Hope; and

On the Petition and counter petition of citizens of the town of Aiken, for and against the repeal of the Act incorporating said town:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of citizens of Anderson, praying the opening of a new road near Hamburg; and

On the Petition of citizens of York, praying an alteration of the license law:

Report of the Committee on Pensions,

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of Frances E. Reeves:

Report of the Committee on Privileges and Elections,

On a Resolution as to the expediency of prohibiting the citizens of one district from voting in another:

Report of the Medical Committee,

On the Report of the Committee on the Lunatic Asylum and Medical Accounts of the Senate, on the Petition of citizens of Barnwell, praying compensation for Dr. J. E. Bignon:

Report of the Committee on Public Buildings,

On the Memorial of the Intendant and Council of Moultrieville, praying an appropriation to build a Jail.

A Resolution prohibiting the Trustees of the South-Carolina College, from granting leave of absence to any member of the Faculty for a longer time than three months, was also ordered to lie on the table.

Mr. CHESNUT submitted the following Resolutions, which were read,

and referred to the Committee of the Whole House this day at 12 o'clock, M.

Whereas, in the opinion of this Legislature, it is expedient that the Slave-holding States of this Union should be united in a common cause, for the promotion of common interests. Be it therefore,

Resolved, That His Excellency the Governor be requested to appoint a commission of three for the purpose of corresponding and consulting with the other Slave-holding States of this Union to promote an unity of opinion and of action in relation to the Tariff and the institution of Slavery.

Resolved, That in the opinion of this Legislature, it is inexpedient for this State to take any seperate action on her federal relations until the co-States of the South and South West have been first consulted.

Mr. SUMTER also submitted the following Resolutions, which were read, and referred to the Committee of the Whole House this day, at 12 o'clock, M.:

Resolved, That the House of Representatives of the United States, in rescinding the 25th Rule, have committed an act of grave injustice to the Southern States, and discourtesy to their Representatives.

Resolved, That in the opinion of this Legislature, the Representatives in Congress of the Southern States, ought to insist that petitions requesting Congress to legislate directly or indirectly against the institution of slavery in the Southern States, shall not be received, or considered; and that if the House of Representatives shall persist in receiving and considering such petitions, the Southern Delegations and the Southern Senators ought to withdraw in a body from Congress, and return to their respective States.

Resolved, That His Excellency the Governor be requested to transmit copies of these Resolutions to our Senators and Representatives in Congress, and the respective Governors of the slave-holding States, to be transmitted by them to their respective Legislatures.

Mr. STUART also submitted the following Resolutions, which were read, and referred to the Committee of the Whole House, this day, at 12 o'clock, M.:

Whereas, This Legislature is deeply impressed with the grave truths and sound doctrines set forth in the Message of His Excellency the late Governor: and

Whereas, Recent events have served to convince this Legislature that the time has arrived when it becomes the undoubted duty of the Representatives of a free People, solemnly to warn them of the dangers which surround them, and to take measures for their defence:

Be it, therefore, *Resolved*, That we regard the repeal of the Rule commonly known as the 21st Rule of the Congress of the United States, and the proceedings consequent thereon, as indicative of a deliberate and settled purpose, on the part of an irreponsible majority, to prosecute a system of undisguised hostility against our property and domestic peace, which is directly subversive of the ends and objects of our Federal Union, and calculated essentially to weaken, and if persisted in, inevitably to dissolve, the bonds which have united us together.

Resolved, That we would deserve the destiny which this system of unjust and unnatural warfare will certainly entail upon us, did we not at once adopt such measures of defence as our wrongs justify and our safety demands.

Resolved, That as this is a question in which all the slave-holding States of this Union have a common and equal interest, we deem it due to them and to ourselves, earnestly to invite their counsel and co-operation as to the course which it becomes all to adopt, against the persevering assaults which are now made, and will continue to be made, against our lives and property.

Resolved, That the Governor be requested to invite the Hon. LANGDON CHEVES, in the name of this Legislature, to undertake a mission to the slave-holding States of this Union, for the purpose of bringing this subject before them, and concerting the most prompt and efficient mode of defence which the importance and emergency of the occasion demand; and in case of his refusal, that the Governor be requested in that event, to invite some other citizen to render this service to the State.

Resolved, That our Senators and Representatives in Congress, are earnestly requested not to relax their efforts to defend the people of this State from a system of legislation which is against justice, against the Constitution, and against the Union.

Resolved, That it would be an abandonment of the trust reposed in us by our constituents, did we not respectfully, but solemnly, warn them of the dangers which surround them, and earnestly recommend to them to be prepared to defend themselves against the unwarranted aggression which is now attempted against their rights as freemen, and their existence as a people.

Resolved, That any act of direct legislation on the subject of Slavery, or of indirect legislation, the purpose of which shall be obvious, by Congress, either by the enactment of a Bill, or by the adoption of Resolutions meant to abolish that *institution*, will be, *ipso facto*, a dissolution of the Union.

Resolved, further, That upon the subject of Abolition, this Legislature will sustain his Excellency the Governor in whatsoever measures he may adopt, that the Republic may suffer no wrong.

On motion of Mr. BAUSKETT, the House then resolved itself into a Committee of the Whole House on so much of the Governor's Message, No. 1, as relates to the Tariff, to Texas, and to the Abolitionists, and on the various Resolutions referred to the Committee on the same subjects, Mr. PINCKNEY in the Chair; and after some time spent therein, the Speaker resumed the Chair.

Mr. PINCKNEY, from the Committee of the Whole House, reported that the Committee of the Whole had had under their consideration the subjects referred to them, and recommended to the House for adoption the Resolutions sent by the Senate on Friday the 29th day of November, and Resolutions in relation to the action of Congress on the subject of slavery, sent to this House on Monday last, and that all the other Resolutions referred to the Committee be *laid upon the table*.

The following Message was received from the Senate:

IN THE SENATE, December 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in the Message from your House asking Senate to appoint a Commission to meet a Commission of your House for the purpose of superintending the Repairs of the State House and Lot now in progress, or which may hereafter be authorized by this Legislature, and has appointed Messrs. GREGG, BUCHANAN and BOOZER, a Commission on the part of the Senate.

By order of the Senate:

ANGUS PATTERSON, *President*.

The following Message was also received from the Senate:

IN THE SENATE, December 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to amend the Report of the Committee on Claims of your House, on the Account of John A. Stuart, for public printing in the Charleston Mercury, by striking out the words "three hundred and fifty-four dollars," for the purpose of inserting "three hundred and twenty-nine dollars;" and also asks your House to return the Report of the Committee on Claims of Senate, on the Account of A. S. Willington & Co.

By order of the Senate:

ANGUS PATTERSON, *President.*

An answer was returned, informing the Senate that the House refused leave to make the amendment, and informing the Senate that no Report of the Committee on Claims of *Senate*, on the account of A. S. Willington & Co., was in possession of the House.

At 33 minutes past 4 o'clock, P. M. business was suspended 'till 7 o'clock P. M.

(RECESS.)

When the Speaker resumed the Chair,

The Senate sent to this House

A Resolution requiring the Printer to publish the reports of the Investigating Committees of the Bank, and the Account of the College Treasurer; also,

A Resolution directing the Superintendent of Public Works and Treasurer not to institute suits on certain bonds, nor survey, nor sell certain lands, until the 1st day of December next; which were concurred in, and retnrned to the Senate.

The Senate also sent a Resolution appointing Proxies for the State in the meetings of the Rail Road Company; which was ordered *to lie on the table.*

The Senate sent the Report of the Committee on Claims on the Account of B. Hart, for incidental expenses of the State House; which was concurred in and returned.

The Senate sent for concurrence, the Report of the Special Committee to which was referred the Report of the President of the Bank, in answer to a call for information concerning debts of incorporated and manufacturiug companies; which was ordered to *lie upon the table.*

The following Reports were concurred in and returned to the Senate:

Reports of the Committee on the Military and Pensions,

On the Petition of Esther Wallace; and

On the Petition of John Hudgeons, Administrator:

Reports of the Committee on Claims,

On the Account of A. H. Pemberton for printing and advertising:

On the Account of James Peckham:

On the Account of B. F. Smith:

On the Account of P. M. Johnson; and

On the Account of James H. Buckner:

Report of the Committee on the Judiciary,

On the Report of the Attorney General and Solicitors, on district officers and offices.

The following Resolutions, sent by the Senate to this House, were concurred in and returned:

A Resolution providing for the examiuation of Little Pee Dee River, by the Superintendent of Public Works; and

A Resolution directing the Superintendent of Public Works to report the tolls received at Vance's Ferry.

Mr. BLACK submitted the following Resolution, which was agreed to and ordered to be sent to the Senate for concurrence:

Resolved, That A. Fitch be appointed a Magistrate for Richland District.

Mr. W. GILMORE SIMMS submitted the following Resolution, which was agreed to and ordered to be sent to the Senate for concurrence:

Resolved, That James Tupper be appointed a Magistrate for Barnwell District.

Mr. PERRIN submitted sundry Resolutions, instructing the Commissioners appointed to represent the State in the meetings of the South-Carolina Rail Road Company; which were ordered for consideration immediately.

A motion was made to lay the Resolutions on the table, which was decided in the negative;

YEAS 38. NAYS 49.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Bauskett, Bedon, Bethea, Joseph A. Black, DeSaussure, P. E. Duncan, Gibbs, Grimball, Hardee, Harley, Herndon, Holland, Irby, Johnson, J. H. King, Lartigue, McCarthy, Mordecai, Noble, Orr, Pope, Porter, Poyas, Rodgers, D. Thompson Sims, W. Gilmore Simms, E. P. Smith, Henry Smith, Traylor, Wallace, Watson, Whaley, Charles Williams, Wilson, Wingard, Yates, and Zimmerman.

Those who voted in the negative are:

Messrs. Aiken, W. J. Alston, W. C. Black, Broyles, Burrows, Calhoun, Cannon, Carew, Chandler, Chesnut, Cooper, Ellerbe, Fair, Foster, Fraser, Gary, Geiger, Giles, Haigler, Hardin, Edward Harleston, Herbert, Huger, Hunt, Jamison, H. S. King, Littlejohn, Lucas, McCully, McMullan, Maxwell, Mayes, Means, Memminger, Middleton, Miller, Northrop, E. G. Palmer, P. P. Palmer, Perrin, Pressly, Read, Seymour, Shingler, Joel Smith, Strobhart, Sumter, Tandy Walker, and G. W. Williams,

The Resolutions were then agreed to, and ordered to be sent to the Senate for concurrence.

Mr. JOSEPH A. BLACK, from the Committee on Engrossed Acts, reported, that the following Acts were engrossed, examined and ready for ratification:

1. An Act to amend an Act, entitled an Act to Incorporate a Provident Institution for Savings in the City of Charleston.

2. An Act to increase the compensation of Grand and Petit Jurors.

3. An Act to permit James Jones to bring back into this State a certain slave.

4. An Act to alter the time of holding the terms of the City Court of Charleston, and for other purposes.

5. An Act to raise supplies for the year commencing in October, one thousand eight hundred and forty-four.

6. An Act to exempt the Pilots of the Bar and Harbor of Charleston from Jury duty.

7. An Act to amend an Act concerning the Public Works, passed on the eighteenth day of December, one thousand eight hundred and twenty-nine.

8. An Act to provide for the punishment of persons disturbing the peace of this State, in relation to slaves and free persons of color.

9. An Act to amend the Attachment Laws of this State.

10. An Act to make Appropriations for the year commencing in October, one thousand eight hundred and and forty-four.

11. An Act to authorize the South-Carolina Rail Road Company to aid in constructing a Branch of their Rail Road to the town of Camden.

12. An Act to vest the right and title of the State in and to a certain house and lot in the village of Darlington in James Bell.

13. An Act for the effectual punishment of the official misconduct of Sheriffs.

14. An Act to declare the meaning of an Act prescribing the mode of electing Clerks, Sheriffs and Ordinaries, passed the 21st day of December, 1839.

15. An Act to raise an Independent Battalion of Militia, and for other purposes.

16. An Act to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church.

17. An Act to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted.

18. An Act to establish certain Roads, Bridges and Ferries.

19. An Act to amend an Act, entitled an Act to revive and amend an Act, entitled an Act to incorporate the Union Insurance and Trust Company.

20. An Act to amend an Act, entitled an Act to amend the Laws in relation to slaves and free persons of color.

21. An Act to grant a pension to Elizabeth Brown.

22. An Act to make further provision for the security of public moneys under the control of the different Boards of Commissioners in this State.

23. An Act to confer additional powers on the Intendant and Town Council of the village of Lancaster.

24. An Act to amend an Act, entitled an Act more effectually to prevent free negroes and other persons of color from entering into this State, and for other purposes, passed the 14th December, 1835.

25. An Act to require the Ordinary of Kershaw to transfer to the Ordinary of Sumter District, all the Records in his office pertaining to the latter district prior to the establishment of a Court of Ordinary therefor.

26. An Act to postpone for one week the sittings of the several Courts of Equity in the fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit.

The Senate informed the House that they were ready to proceed to the ratification of the said Acts, and immediately after the Speaker and Members of the House attended in the Senate Chamber, where the Acts passed at the present Session of the General Assembly were ratified.

The Speaker having resumed the Chair,

On motion of Mr. HUNT, the Report of the Joint Committee on the Repairs of the State House, with accompanying Resolutions, was considered, agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. HUNT, the Report of a Special Committee of the Senate, on the Report of the President of the Bank, in answer to a call for information concerning debts of incorporated and manufacturing companies, was *taken up*.

Mr. MEMMINGER moved to lay the Report on the table; which was decided in the negative:

Yeas, 45. Nays, 49.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. William F. Colcock, Speaker, and

Messrs. Bethea,	Hardee,	Pinckney,
Brooks,	Harley,	Pope,
Calhoun,	Herbert,	Rodgers,
Cannon,	Holland,	E. P. Smith,
Carn,	Huger,	Henry Smith,
Chandler,	Irby,	Joel Smith,
DeSaussure,	Johnson,	Tandy Walker,
J. G. W. Duncan,	J. H. King,	Ware,
P. E. Duncan,	Littlejohn,	Watson,
English,	McCarthy,	Whaley,
Foster,	McCully,	Chas. Williams,
Fraser,	McMichael,	G. W. Williams,
Gary,	Memminger,	Wilson, and
Grimball,	Moody,	Zimmerman.
Haigler,	Noble,	

Those who voted in the negative are:

Messrs. Aiken,	Henry,	P. P. Palmer,
W. J. Alston,	Herndon,	Porter,
Bauskett,	Heyward,	Poyas,
Beckham,	Hunt,	Pressly,
Joseph A. Black,	Jamison,	Read,
William C. Black,	H. S. King,	Sebring,
Brown,	Lartigue,	Seymour,
Burrows,	McMullan,	D. Thomson Sims,
Carew,	Manning,	W. Gilmore Simms,
Cooper,	Maxwell,	Snowden,
Dickinson,	Mayes,	Strobhart,
Fair,	Means,	Sumter,
Geiger,	Middleton,	Torre,

Gibbs,	Mills,	Wallace,
Giles,	Mordecai,	Wingard, and
Edward Harleston,	Orr,	Yates.
John Harleston,		

Mr. MILLER, who was absent when the vote was taken, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered No.

The question was then put, Will the House agree to the Report? which passed in the affirmative:

Yeas, 46. Nays, 39.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Aiken,	Herbert,	E. G. Palmer,
W. J. Alston,	Henry,	Peter P. Palmer,
Beckham,	Heyward,	Pinckney,
Joseph A. Black,	Jamison,	Porter,
William C. Black,	H. S. King,	Poyas,
Burrows,	Lucas,	Pressly,
Carew,	McMullan,	Read,
Cooper,	Manning,	Sebring,
DeSaussure,	Maxwell,	Seymour,
Dickinson,	Means,	W. Gilmore Simms,
English,	Middleton,	Snowden,
Fair,	Miller,	Strobhart,
Fraser,	Mills,	Sumter,
Edward Harleston,	Mordecai,	Torre, and
John Harleston,	Northrop,	Yates.

Those who voted in the negative are:

Messrs. Brown,	Harley,	D. Thompson Sims,
Calhoun,	Holland,	E. P. Smith,
Cannon,	Huger,	Henry Smith,
Carn,	Irby,	Joel Smith,
Chandler,	Littlejohn,	Tandy Walker,
J. G. W. Duncan,	McCully,	Wallace,
P. E. Duncan,	McMichael,	Ware,
Foster,	Mayes,	Watson,
Gary,	Moody,	Charles Williams,
Gibbs,	Noble,	G. W. Williams,
Giles,	Perrin,	Wilson,
Haigler,	Pope,	Wingard, and
Hardee,	Rodgers,	Zimmerman.

The Report was then ordered to be returned to the Senate.

The Report of the Committee of the Whole House was then called for consideration, recommending the adoption by this House of the Resolutions sent by the Senate on Friday, the 29th day of November, and the Resolutions in relation to the action of Congress on the subject of slavery, submitted to this House on Monday last.

On motion of Mr. ORR, the question was divided, and the following Resolutions sent by the Senate, were read:

Resolved, That the State of South-Carolina takes the deepest interest in the annexation of Texas to this *Federal Union*, because we believe it essential to preserve the peace and permanent independence of the Confederacy, and must result in advancing the ultimate prosperity of the whole country.

Resolved, That collateral issues, which have arisen in the progress of the Texas Negociation, by the official communication of Lord Aberdeen to the Federal Government, dated December 26th, 1843, in which he announces "that Great Britain desires, and is constantly exerting herself to procure, the *general abolition of slavery throughout the world*," are of such a nature as to make the annexation of Texas a vital and paramount question to the people of South-Carolina.

Resolved, That we look with confidence to the recent election of a Republican President and Vice President, as giving us a guarantee that all the constitutional powers of the Government will be exerted to secure the immediate annexation of that Republic.

Resolved, *farther*, That the Tariff of 1842 is unjust, oppressive, and unconstitutional; and that the recent triumph of the Democratic Republican Party has taken place under such circumstances, as to give us an unequivocal pledge that it is to be reduced to a revenue staadard and the wants of an economical government, upon the general principles of the Compromise Act of 1833.

Resolved, That if we should be disappointed in our just expectations, the State does not in the slightest degree, by waiting events at present, waive her reserved rights, in her sovereign capacity, to protect her citizens in any future emergency that may arise.

The question was then put, Will the House concur in the Resolutions? which passed in the affirmative:

YEAS, 57. NAYS, 39.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

Messrs. Aiken,
W. J. Alston,
Bethea,
Joseph A. Black,
William C. Black,
Brooks,
Bull,
Burrows,
Calhoun,
Cannon,
Cooper,
DeSaussure,
P. E. Duncan,
English,
Foster,
Fraser,
Gary,
Geiger,
Giles,
Haigler,
Henry,
Holland,
Huger,
Hunt,
Johnson,
Littlejohn,
Lucas,
McCully,
McMullan,
Manning,
Mayes,
Means,
Memminger,
Miller,
Mills,
Moody,
Mordecai,
Noble,
Orr,
E. G. Palmer,
Pinckney,
Pope,
Porter,
Pressly,
Seymour,
E. P. Smith,
Henry Smith,
Strobhart,
Torre,
Ware,
Watson,
Charles Williams,
G. W. Williams,
Wilson,
Wingard,
Yates, and
Zimmerman.

Those who voted in the negative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Bauskett, Beckham, Bedon, Brown, Carew, Carn, Chandler, Dickinson, J. G. W, Duncan, Fair, Gibbs, Hardee, Edward Harleston, John Harleston, Harley, Herbert, Herndon, Heyward, Irby, Jamison, J. H. King, H. S. King, McCarthy, McMichael, Middleton, Northrop, P. P. Palmer, Perrin, Poyas, Read, Sebring, D. Thompson Sims, W. Gilmore Simms, Joel Smith, Snowden, Sumter, Wallace, and Whaley.

The Resolutions were ordered to be returned to the Senate.

Mr. BROOKS moved to postpone indefinitely all the other Resolutions referred to the Committee on the Whole; which passed in the affirmative:

YEAS, 55. NAYS, 38.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are:

Messrs. Aiken, W. J. Alston, Bauskett, Beckham, Bedon, Bethea, William C. Black, Brooks, Burrows, Calhoun, Cannon, Cooper, P. E. Duncan, Ellerbe, Fair, Foster, Fraser, Giles, Haigler, Edward Harleston, John Harleston, Henry, Heyward, Hunt, Johnson, J. H. King, Littlejohn, Lucas, McCully, McMullan, Manning, Mayes, Memminger, Middleton, Miller, Mills, Moody, Northrop, Orr, E. G. Palmer, Perrin, Pinckney, Pope, Read, Rodgers, Sebring, E. P. Smith, H. Smith, Tandy Walker, Ware, Watson, Charles Williams, G. W. Williams, Wilson, and Zimmerman.

Those who voted in the negative are:

The Hon. W. F. Colcock, Speaker, and

Messrs. Joseph A. Black, Bull, Carew, Carn, Chambers, DeSaussure, Dickinson, J. G. W. Duncan, Gary, Harley, Herndon, Holland, Huger, Irby, Jamison, McCarthy, McMichael, Means, Poyas, Seymour, D. Thompson Sims, W. Gilmore Simms, Joel Smith, Stobhart, Sumter, Torre, Wallace,

Geiger,	Mordecai,	Whaley,
Gibbs,	Noble,	Wingard, and
Hardee,	P. P. Palmer,	Yates.
	Porter,	

The following Message was received from the Senate:

IN THE SENATE, December 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate asks leave of your House to amend the Report of the Joint Committee on the Repairs of the State House, by striking out the following words:

"That they cause all the buildings on the Northern part of the State House Square to be sold, on or after the first Monday in July next, and removed from the lot, and place the proceeds, after enclosing the lot, in the Treasury; and all persons in the occupation of these buildings, shall vacate the same: *Provided*, that the Committee, if they find the said buildings worth moving, be authorized, instead of selling the same, to cause all or any of said buildings to be removed to the lots belonging to the State on the opposite side of the street."

And also the words:

"That His Excellency the Governor be requested to advertise for and appoint suitable persons to act as keeper of the State House and keeper of the Grounds respectively; and to apportion between the two officers the sum now allowed by the Legislature to a State House keeper."

And also the words:

"That the keeper of the State House Grounds shall go on to plant the same, grade the grounds, and lay out paths, under the direction of the Joint Committee, and shall, for any neglect or misconduct, be liable to be removed by the Governor, on complaint of said Committee."

And also the words:

"That His Excellency the Governor be requested to cause all the unsold and unappropriated lots in the town of Columbia, to be sold, for part cash and part credit, at his discretion, and place the proceeds in the Treasury, to the credit of the fund for public buildings."

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to amend the Report by striking out the words mentioned, and returned an answer.

The Report of the Committee on the Judiciary, on the Report of the Committee on the Judiciary of the Senate, on the publication of the Bank case by the Attorney General, was called for consideration, recommending that the words "five hundred," in the Report of the Committee of the Senate, be stricken out, and "fifteen hundred" inserted; and a Message was ordered to be sent to the Senate, asking leave to make the amendment, to which the following answer was returned:

IN THE SENATE, December 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate refuses to grant leave to your House to amend the Report of the Committee on the Judiciary, on the Report of the Attorney General, on the publication of the Bank Case, by striking out the words "five hundred" for the purpose of inserting "fifteen hundred."

By order of the Senate:

ANGUS PATTERSON, *President.*

A Message was ordered to be sent to the Senate, insisting on asking leave to strike out "five hundred," and insert "fifteen hundred," and asking the Senate to appoint a Committee to meet and confer with a Committee of this House on the disagreement between the two Houses, of which Committee the Speaker appointed the following gentlemen: Messrs. HUNT, MEMMINGER and MIDDLETON; to which the Senate returned the following answer:

IN THE SENATE, Dec. 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate insists on refusing leave to your House to amend the Report of the Committee on the Judiciary, on the Report of the Attorney General on the publication of the Bank Case, by striking out the words "five hundred," for the purpose of inserting "fifteen hundred," and has appointed Messrs. MOSES, ALLSTON and PERRY a Committee on the part of the Senate, to meet the Committee of your House.

By order of the Senate:
ANGUS PATTERSON, *President.*

The following Reports were considered and agreed to:

Reports of the Committee on the Judiciary,

On the Report of the Committee of the Senate, on the Books of the State Reporter:

On the Petition of Willis Bartlett, praying for a divorce:

On the Report of the Committee on Roads and Buildings of the Senate, on the Report of the Secretary of State, respecting the offices in Columbia and Charleston; and

The Report of the Committee on the Military,

On the Petition of the Erskine Cadets.

Mr. HUNT, from the Committee appointed to meet and confer with the Committee of the Senate, on the disagreement between the two Houses respecting an amendment of the Report of the Committee on the Judiciary of the Senate, upon the Report of the Attorney General, respecting the case against the Banks, reported, recommending to the House to insist on their amendment to said Report.

The following Message was received from the Senate:

IN THE SENATE, Dec. 18, 1844.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate grants leave to your House to amend the Report of the Committee on the Judiciary of Senate, on the Report of the Attorney General on the publication of the Bank Case. by striking out the word "five," for the purpose of inserting "fifteen," as recommended by the Joint Committee of Conference on that subject.

By order of the Senate:
ANGUS PATTERSON, *President.*

The Report, as amended, was then concurred in, and returned to the Senate.

The following Reports were ordered to *lie on the table*:

Report of the Committee on Federal Relations, on the expediency of an enactment by the Federal Government, of a uniform mode of choosing Electors of President and Vice-President of the United States:

Reports of the Committee on the Judiciary,

On the Presentment of the Grand Jury of Edgefield, presenting the Court of Equity:

On the expediency and policy of having but one Chancellor; and

On the subject of District Penitentiaries:

Report of the Committee on District Offices and Officers,

On the Petition of citizens of York and Chester, praying for a reduction of the fees of District Officers, and an increase of the jurisdiction of Magistrates:

Report of the York and Lancaster Delegations,

On the Memorial of the Chiefs and Head men of the Catawba Indians:

Report of the Committee on the Military,

On a Resolution as to the expediency of erecting buildings for the use of the Charleston Regiment of Artillery:

Report of the Committee on Internal Improvements,

On the Petition of Wilson N. Goodlett.

The Senate concurred in and returned the following Reports:

Reports of the Committee on Claims,

On the Account of Thomas W. Glover, Clerk of the House, for paper and stationery:

On the Account of Samuel Isaacs:

On the Petition of C. B. Farmer:

On the Petition of the Secretary of State:

On the Account of John Stubbs:

On the Account of Dubose & Johnston:

On the Account of Symmes & Bridwell:

On the Account of I. C. Morgan:

On the Account of B. Gass:

On the Account of Joseph Baskins:

On the Petition of George H. Pooser:

On the Petition of Kinlock, Phillips & Co.:

On the Petition of Thomas Pye:

On the Petition of A. Campbell;

On the Account of A. S. Johnston:

On the Account of T. W. Pegues:

On the Account of Charles Wilcox:

On the Petition of L. B. Clarke:

On the Petition of James H. Buckner:

On the Petition of Jacob Stevens:

On the Petition of Sum Summer, administrator:

On the Account of A. H. Pemberton:

On the Account of J. N. Cardozo & Co.:

On the Account of the Richland Artillery:

On the Petition of John W. Summers, Trustee:

On the Account of G. W. Hopkins:

On the Account of W. F. Durisoe:

On the Petition of Simon Verdier and others:

On the Petition of Samuel Jordan:

On the Petition of Oswald Reeder; and

On the Account of O. H. Wells:

Report of the Committee on Vacant Offices, appointing Coroners, Magistrates, Commissioners of Roads, Commissioners of Free Schools, Commissioners of Public Buildings, &c.:

Report of the Committee on Privileges and Elections, establishing places and appointing Managers of Elections:

Reports of the Medical Committee,

On the Account of Dr. T. J. Flinn:

On the Account of Dr. W. M. Lee; and

On the Petition of Citizens of Barnwell, praying compensation for Dr J. E. Bignon:

Reports of the Committee on Pensions,

On the Petition of Milly Ward; and

On the Petition of Hannah Hudgeons:

Reports of the Committee on Education,

On the Returns of the Commissioners of Free Schools for the several Election Districts:

On the Report of the Vestry of St. James, Goose Creek, on the Ludlam School Fund; and

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On the Petition of G. B. Greer; and

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On a Resolution in relation to a reduction in the Fee Bill:

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Report of the Committee on the Legislative Library,

On the Memorial of the New-York Historical Society:

Report of the Committee of Ways and Means,

On the Petition of the Commissioners of the Poor for Lexington:

Report of the Abbeville Delegation,

On the Report of the Trustees of the estate of Dr. De La Howe; and

Report of the Committee on the Lunatic Asylum,

On the Report of the Regents.

The Senate also returned with their concurrence, the following Resolutions:

Resolution to alter the gallery of the House of Representatives:

Resolution appointing a Magistrate for Richland District:

Resolution directing the Commissioners of Free Schools to report vacancies in their respective Boards:

Resolution to compile and distribute the Militia Laws:

Resolution instructing the Commissioners appointed to represent the State in the South-Carolina Railroad Company; and

A Resolution to appoint James Tupper Magistrate for Barnwell.

The Senate and House of Representatives, by verbal Messages interchanged through their respective Clerks, were informed that the Legislative business was finished, and that each House was now ready to adjourn the present session of the General Assembly.

At 9 minutes past 12 o'clock at night, the Speaker adjourned the House *sine die*.

ERRATA.

Page 128, insert POPE, in the YEAS, after "Orr."
" 129, insert HERNDON, in the NAYS, after "John Harleston."

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12. A Bill to amend the Attachment Laws of this State,.....	40	46	91	139	52 63 85 143 146	159
13. A Bill to extend the jurisdiction of Magistrates in cases arising upon contracts.	40	61			73 102 123	
14. A Bill to alter and amend an Act entitled an Act regulating Hawkers and Pedlers, passed 19th of December, 1843.	41	45	115		52 82	
15. A Bill to exempt the Pilots of the						

* The titles of the Bills marked with an * were altered when the Bills were introduced, or afterwards.

BILLS OF THE HOUSE OF REPRESENTATIVES.

TITLE.	Notice of....	First Reading.	Sent to Senate.	Passed.....	Other proceedings.	Ratified.....
Bar and Harbor of Charleston from jury duty.....		45	57	104	110	159
16. A Bill to alter and amend the first section of the third article of the Constitution,.....		51			48 70 78 111 121 128 129 133	
17. A Bill to increase the pay of Grand and Petit Jurors,.....	53	58	98	123	64 82 129	159
18. A Bill to extend the term of office of State Reporter,.....		54	64			
19. A Bill to amend an Act entitled an Act to revive and amend the Act to incorporate the Union Insurance and Trust Company,.....		61	79	138	146	159
20. A Bill to permit James Jones to bring back into the State a certain slave,		63	84	114	79 129	159
21. A Bill to authorize the City Council of Charleston to establish a bridge over Ashley river, and for other purposes therein mentioned,.....		68			96 105 107	
22. A Bill to raise supplies for the year commencing in October, 1844,.....		68	96	123	129	159
23. A Bill to make appropriations for the year commencing in October, 1844,..		68	105	139	142 143 144 145 149	159
24. A Bill to amend the 7th section of an Act entitled an Act to amend and explain the Military Laws of this State, passed the 19th December, 1809,.....		69	96			
25. A Bill to establish the office and define the duties and liabilities of public administrators of the estates of deceased persons,.....	69	76			85 120 137	
*26. A Bill to authorize the State to resume its subscription to Stock in the Rail-Road, for the purpose of extending a Branch of said Road from Gadsden to Camden,.....	69	76			84 95 128	
*27. A Bill to amend the Constitution of the State so as to make the President of the Senate Lieutenant-Governor *ex officio*.	70	83			94 120 137	
28. A Bill to give to females, after marriage, the entire control of all their estate, both real and personal,.....	71					
29* A Bill to provide for the punishment of persons disturbing the peace of this						

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TITLE.	Notice of.....	First Reading.	Sent to Senate	Passed.....	Other proceedings.	Ratified.....
State under the color of authority from other States of this Union,.....	74	82	126	140	94 121 124 125 126 140 146	159
30. A Bill to prevent the selling of spirituous liquors to any soldier in the service of the United States,.....	78	82			94 106 128	159
31. A Bill to grant a pension to Elizabeth Brown,.....		82	98	138	146	
32. A Bill to change the times of holding the Courts of laws in certain Districts in the Middle Circuit,.....	82					
33. A Bill to alter the times of holding Courts of Equity in certain Districts in the Fifth Equity Circuit,.....	82	89			110 120 138	
34. A Bill to alter and amend an Act, entitled an Act directing the manner of granting probates of wills and letters of administration, and for other purposes therein mentioned, passed on the 13th day of March, 1789,.....	82	89			110 120 137	
35. A Bill to amend the 10th section of the 1st article of the Constitution of this State,.....		83	104		100	
36. A Bill to raise an Independent Battalion of Militia, and for other purposes,..		83	115	140	146	159
37. A Bill to make further provision for the securities of public moneys under the control of the different Boards of Commissioners in this State,.....		83	111	139	139 142 145 146	159
38. A Bill to alter and amend an Act, entitled an Act to convert the Arsenal at Columbia, and the Citadel in and near Charleston, into Military Schools, passed in the year of our Lord 1842,.....		87			112	
39. A Bill to alter the 10th section of the first article of the Constitution, so as to change the period of electing Senators and Members of the House of Representatives.	89					
40. A Bill to appropriate twenty thousand dollars to purchase and furnish an Executive Mansion in Columbia,.....	89					
*41. A Bill to alter and amend the 6th section of the Act more effectually to prevent free negroes and persons of color from entering into this State, and for other pur-						

BILLS OF THE HOUSE OF REPRESENTATIVES.

TITLE.	Notice of.....	First Reading	Sent to Senate.	Passed.....	Other proceedings.	Ratified.....
poses, passed the 19th December, 1835, so as to give one-half of the penalty therein for the use of the State, and the other half for the informer,.....	90	95			110 123 138	
42. A Bill to provide for the appointment of State Reporter by the Judges of the Courts of Law and Equity,.....	93	103			110 120 128	
43. A Bill to establish certain roads bridges and ferries,.....		95	119	139	118 140 142 143 146	159
44. A Bill to incorporate the Presbyterian Church in Abbeville District, heretofore known as the Rocky Creek Church,.....		100	119	140	146	159
45. A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted.		100	119	139	146	159
46. A Bill for the encouragement of Agriculture,.....		101			119	
47. A Bill to provide for a more definite mode of preparing the Reports of Cases carried up to the Appeal Court,.....		102	128			
48. A Bill to amend an Act, entitled an Act to amend the Law in relation to Slaves and Free Persons of Color,.....		103	119	138	146	159
49. A Bill to amend an Act, entitled an Act to authorize the Superintendent of Public Works to dispose of certain Lands belonging to the State,.....		103			128	
50. A Bill to authorize the collection of Costs where recovery is had in certain actions hereafter to be brought,.....	103	106			114 127 138	
51. A Bill to reduce the rate of Interest from seven to six per cent.,.....	103	106			115 121 138	
52. A Bill to require the Chancellors to open and hold the Court of Equity in the several Districts of this State each day during the whole term now allowed by Law,		107	128			
53. A Bill to allow certain Persons to charge for their services in the capacity of Thompsonian Practitioners of Medicine..		113			138	

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TITLE.	First reading..	Second reading	Third reading.	Other Proceedings.	Ratified.....
1. A Bill to vest the right and title of the State in and to a certain House and Lot in the Village of Darlington, in James Bell.	68	135	141	85 107	159
2. A Bill to require the official bonds of District Officers to be recorded in the office of the Register of Mesne Conveyances in the District where such Officers shall be elected, or appointed to act, ...	79			94 138 152	
3. A Bill to amend an Act, entitled an Act to amend the Act of 1788, commonly called the Prison Bounds Act, passed the 19th of December, 1833,.....	80			94 121 135	
4. A Bill to regulate the auditing of Contingent Accounts against the State,.....	80			94 113 136	
5. A Bill to alter and amend the law in relation to the pleadings and practice of Courts of Record, ...	85			110 121 135	
6. A Bill to declare the meaning of an Act, prescribing the mode of electing Clerks, Sheriffs, and Ordinaries, passed on the 21st day of December, Anno Domini 1839,.....	97	135	141	110 120	159
7. A Bill to exempt the St. Helena Rifle Company from attending Regimental and Battalion Reviews, ...	98	135		110 113	
8. A Bill to permit John W. Leak to erect Mills on Thompson's Creek, near Cheraw,.....	101			110 130 152	
9. A Bill to require the Ordinary of Kershaw to transfer to the Ordinary of Sumter all the Records in his Office pertaining to the latter District prior to the establishment of a Court of Ordinary therefor,.....	109	135	145	114 127	159
10. A Bill to postpone one week the sittings of the several Courts in the Fourth Equity Circuit, and to change the sittings of certain Courts of Equity in the sixth Equity Circuit,.....	111	135	145	115 127	160
11. A Bill to alter and amend the third section of an Act, entitled an Act to vest certain lands in the District of Beaufort in					

SENATE BILLS.

TITLE.	First reading..	Second reading	Third reading.	Other Proceedings	Ratified.....
Trustees, for the purpose of building and endowing a College in the Town of Beaufort, and for other purposes therein mentioned,.....	111			115 131	
12. A Bill to amend an Act more effectually to prevent Free Negroes and other Persons of Color from entering into this State, and for other purposes, passed the 19th day of December, A. D. 1835,.....	111	135	145	115 127	159
13. A Bill to authorize the Commissioners of Public Buildings for Laurens District, to convey certain Public Lands in the village of Laurens, and for other purposes.	119			123 132 152	
14. A Bill to exempt the Hilton Head Beat Company from attending Regimental and Battalion Reviews,.....	119			123 132 152	
15. A Bill to authorize the South-Carolina Rail Road Company to aid in constructing a Branch of their Road to the town of Camden,.....	127	135	141	132 133	159
16. A Bill to make it the duty of the Chancellors of this State to file their decrees within three months after the hearing of the causes in which such decrees are to be rendered, ...	127			132 134 137 152	
17. A Bill to alter the sittings of the Courts of Law in certain Districts within the Middle and the Eastern Circuits,.....	127			132 134 136 137	
18. A Bill for the more effectual punishment of the official misconduct of Sheriffs, ...	127	134	141	132 133	159
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OFFICERS ELECTED

BY THE GENERAL ASSEMBLY OF SOUTH-CAROLINA,

AT ITS REGULAR SESSION OF 1844.

Governor of South-Carolina,	WILLIAM AIKEN.
Lieutenant-Governor of South-Carolina.	JOHN F. ERVIN.

President of the Senate,	ANGUS PATTERSON.
Clerk of the Senate,	WM. E. MARTIN.
Reading Clerk of the Senate,	JOHN T. GOODWYN.
Messenger of the Senate,	J. D. GAILLARD.
Door-Keeper of the Senate,	J. B. FULTON.

Speaker of the House of Representatives,	W. F. COLCOCK.
Clerk of the House of Representatives,	THOMAS W. GLOVER.
Reading Clerk of the House of Representatives,	A. C. SPAIN.
Messenger to the House of Representatives,	G. T. ANDERSON.
Door-Keeper of the House of Representatives,	JAMES McELHENNY.

Treasurer of the Upper Division,	FRANCIS BURT.
Superintendent of Public Works,	W. W. ANCRUM.
State Printer,	A. H. PEMBERTON.
Printer to the Senate,	A. S. JOHNSTON.

Attorney-General,	HENRY BAILEY.
Solicitor of the Northern Circuit,	T. N. DAWKINS.
Solicitor of the Southern Circuit,	JOHN D. EDWARDS.
State Reporter,	J. S. G. RICHARDSON.
Master in Equity for Charleston District,	E. R. LAURENS.

COMMISSIONERS IN EQUITY:

For Colleton District,	A. CAMPBELL.
For Greenville District,	THOMAS P. BUTLER.
For Horry District,	JAMES BEATY.
For Laurens District,	W. R. FARLEY.
For Marion District,	THOMAS EVANS.
For Newberry District,	L. J. JONES.
For Spartanburg District,	T. O. P. VERNON.
For Union District,	D. GOUDELOCK.

PRESIDENT AND DIRECTORS OF THE BANK OF THE STATE.

President, ... F. H. ELMORE.

Directors.

JOHN S. ASHE,
SAMUEL BURGER,
JAMES S. BOWIE,
ROBERT CALDWELL.
WM. C. DUKES,
WM. M. LAWTON,
M. T. MENDENHALL,
A. McDONALD,
H. T. McGHEE,
WM. B. PRINGLE,
G. N. REYNOLDS,
D. C. WEBB.

COMMITTEES OF INSPECTION

FOR THE BANK OF THE STATE AND ITS BRANCHES.

For the Principal Bank, in Charleston: Messrs. R. DeTreville and W. M. Murray, of the Senate, and Messrs. P. D. Torre, P. S. Brooks, and W. Gilmore Simms, of the House of Representatives.

For the Branch at Columbia: Messrs. H. C. Young and Wm. H. Gist, of the Senate, and Messrs. James R. Aiken, John L. Manning, and Joseph A. Black, of the House of Representatives.

For the Branch at Camden: Messrs. W. J. Hanna and Geo. W. Dargan, of the Senate, and Messrs. James Chesnut, Jr., J. J. McMullan, and W. J. Alston, of the House of Representatives.

COMMISSIONERS TO TAKE ACKNOWLEDGMENTS OF DEEDS, &c.

Appointments by the Governor, in 1844, *of Commissioners to take Acknowledgments of Deeds, &c., in other States.*

JOHN E. BURRILL, Jr.,	*of New-York,*	*for New York.*
JOHN M. EDGAR,	*of Baltimore,*	*for Maryland.*
GEORGE WITMAN,	*of Baltimore,*	*for Maryland.*
WM. GRANDIN,	*of New-York,*	*for New-York.*
C. DeCHOISEUL,	*of Henderson Co., N. C.,*	*for North-Carolina.*
EDMUND J. PORTER,	*of New-York,*	*for New-York.*
JOHN H. MAGHER,	*of New-York,*	*for New-York.*
GEORGE SCHLEY,	*of Savannah,*	*for Georgia.*

ELECTORS OF PRESIDENT AND VICE-PRESIDENT.

F. H. ELMORE,	*of Charleston.*
F. W. PICKENS,	*of Edgefield.*
I. D. WITHERSPOON,	*of York.*
H. C. YOUNG,	*of Laurens.*
T. W. HUEY,	*of Lancaster.*
JOEL B. SKIPPER,	*of Horry.*
LEMUEL BOOZER,	*of Lexington.*
WM. CAIN,	*of St. John's, Berkley.*
R. DeTREVILLE,	*of St. Helena.*

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

OF THE

STATE OF SOUTH CAROLINA.

BEING THE

ANNUAL SESSION OF 1845.

COLUMBIA, S. C.,
A. G. SUMMER, STATE PRINTER.
1845.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF SOUTH CAROLINA.

Monday, November 24, 1845.

General Assembly of the State of South Carolina, begun and held at the Capitol in Columbia, on the twenty-fourth day of November, in the year of our Lord one thousand eight hundred and forty-five; on which day, being that fixed by the Constitution for the meeting of the General Assembly,

The Hon. WILLIAM F. COLCOCK, the Speaker, (and Member from Prince Williams,) and the following Members of the House of Representatives appeared and took their seats:

From Abbeville.—Messrs. THOMAS C. PERRIN, THOMAS R. GARY, E. P. NOBLE, GEO. W. PRESSLY and JOEL SMITH.

From Barnwell—Messrs. J. G. W. DUNCAN, J. J. HARLEY, W. GILMORE SIMMS.

From Chester.—Messrs. L. A. BECKHAM, J. B. McCULLY, and J. Y. MILLS.

From Chesterfield.—Mr. WILLIAM HOUGH.

From Claremont.—Messrs. S. R. CHANDLER, and M. P. MAYES.

From Clarendon.—Mr. JOHN L. MANNING.

From Darlington—Messrs. I. D. WILSON and J. P. ZIMMERMAN.

From Edgefield—Messrs. JOHN BAUSKETT, P. S. BROOKS, JAMES S. POPE, A. T. TRAYLOR, and TILMAN WATSON.

From Fairfield—Messrs. JAMES R. AIKEN, JOHN H. MEANS, and EDWARD G. PALMER, and W. J. ALSTON.

From Greenville.—Messrs. P. E. DUNCAN, HENRY SMITH, TANDY WALKER, and T. EDWIN WARE.

From Kershaw.—Mr. JAMES CHESNUT, Jr.

From Lancaster.—Mr. DIXON BARNES.

From Laurens—Messrs. P. L. CALHOUN, WILLIAM IRBY, and CHARLES WILLIAMS.

From Lexington.—Messrs. JOHN C. GEIGER and JACOB WINGARD.

From Marion—Messrs. JOHN C. BETHEA, C. J. CRAWFORD, and B. MOODY.

From Marlborough.—Messrs. WILLIAM T. ELLERBE and E. P. ERVIN.

From Newberry—Messrs. SIMEON FAIR, J. H. KING, and ISAAC HERBERT.

From Orange—Messrs. D. F. JAMISON and R. V. McMICHAEL.

From Pendleton.—Messrs. EDWARD HARLESTON, J. T. BROYLES, JAMES L. ORR, JOHN MAXWELL, and J. C. MILLER.

From Prince George, Winyaw—Messrs. J. HARLESTON READ, Jr., J. IZARD MIDDLETON.

From Richland—Messrs. JOSEPH A. BLACK, W. F. DE SAUSSURE, and JAMES O'HANLON.

From Spartanburg.—Messrs. GABRIEL CANNON, B. B. FOSTER, E. P. SMITH, and JAMES EDWARD HENRY.

From St. Thomas and St. Dennis.—Mr. J. B. POYAS.

From St. Peter's.—Mr. WHITE W. HARDEE.

From St. Luke's.—Messrs. JAMES A. STROBHART and F. J. McCARTHY.

From St. Matthew's.—Mr. Henry A. HAIGLER.

From St. James' Goose Creek—Mr. JAMES S. SHINGLER.

From St. Bartholomew's.—Mr. M. E. CARN.

From St. John's, Berkley.—Messrs. JOHN HARLESTON and P. P. PALMER.

From St. Stephen's.—Mr. CHARLES SNOWDEN.

From St. John's, Colleton.—Mr. W. JAMES WHALEY.

From St. Philip's and St. Michael's.—Messrs. R. W. SEYMOUR, JOHN E. CAREW, JAMES SIMONS, M. C. MORDECAI, JAMES M. WALKER, JOHN PHILLIPS, J. D. YATES, H. L. PINCKNEY, and C. B. NORTHROP.

From Union.—Messrs. Z. P. HERNDON, D. THOMPSON SIMS, JOHN GIBBS and D. WALLACE.

From York.—Messrs. WILLIAM GILES, ABRAHAM HARDIN, WILLIAM C. BLACK and G. W. WILLIAMS.

A quorum of the Members being present, the Speaker took the Chair, and the Clerk read the Journal of the proceedings of the last day of the last Session.

The Speaker announced, that since the adjournment of the General Assembly, vacancies had occurred in the Election Districts of Lancaster, Horry, and Christ Church, by the death of Messrs. McMULLAN, GOWIN and HUGER, respectively, and, that conformably to the provisions of the Constitution he had issued Writs of Election to fill said vacancies.

Messrs. A. B. STEVENS and J. C. OSWALD, Members elect from St. Bartholomews; Mr. THOMAS J. LEGARE, Member elect from Christ Church; Mr. THOMAS J. WRIGHT, Member elect from Lancaster, and Mr. A. H. CRAWFORD, member elect from Horry, attended, produced their credentials, were sworn in and took their seats.

The following Message was received from the Senate:

In the SENATE, NOVEMBER 24, 1845.

Mr. SPEAKER and GENTLEMEN:

Senate inform your House, that they have met and formed a quorum and are ready to proceed to business.

By order of the Senate,

ANGUS PATTERSON, President.

On motion of Mr. BAUSKET, a Message was ordered to be sent to the Senate informing that body that a quorum of the Members of the House of Representatives, had assembled, and that the House was now ready to proceed to business.

On motion of Mr. MORDECAI, Ordered, that a Committee be appointed to wait on his Excellency the Governor and inform him that this House had met and proceeded to business, and was ready to receive any communication he may be pleased to make. Whereupon, the Speaker appointed the following gentlemen, of the Committee: Messrs. MORDECAI, CALHOUN and WARE.

The Speaker laid before the House the following communication:

COLUMBIA, NOVEMBER 24, 1845.

Hon. W. F. COLCOCK, Speaker of the House of Representatives,

SIR—

Since the last Session of the Legislature, by circumstances not anticipated and uncontrolable, I have been *deprived* of my property qualification. I say *deprived*, because at the time of my election, I believed myself qualified. Could that be reduced to a certainty, it might now be a question how far my seat should be affected by any after circumstances. The result has, however, proved, not that I was mistaken; but that I may have been; and as with me to doubt is to determine on the side of honor, my seat is vacant.

Respectfully,

JAMES A. STROBHART.

On motion of Mr. PINCKNEY,

Resolved, That the communication of James A. Strobhart, be referred to the Committee on Privileges and Elections, with instructions to enquire and report whether the said James A. Strobhart has or has not vacated his seat as a member of this House.

Mr. TANDY WALKER submitted the presentment of the Grand Jury, of Greenville District, for Fall Term, 1845, presenting trespasses, committed by transient persons and an amendment of the Law respecting the action of trespass *quare clausem fregit*, which was referred to the Committee on the Judiciary.

Mr. CARN submitted the, Presentment of the Grand Jury of Colleton District for Spring Term 1845:

So much as recommends that the Land Office be closed, was referred to the Committee on the Judiciary.

So much as presents the amount of Fines imposed by the Militia Laws, and Brigade Encampments, was referred to the Committee on the Military.

So much as presents the power vested in the Commissioners of the Poor, Public Buildings and of the Roads, to impose Taxes, was referred to the Committee on District Offices and Officers.

Mr. CARN presented the return of the Commissioners of Free Schools for St. Bartholomew's Parish, which was referred to the Committee on Education.

Mr. HENRY presented the Account of Cottrell and Vernon for Printing, which was referred to the Committee on Claims.

Mr. McCARTHY presented the petition of John Eady and others, praying that certain escheated property may be vested in them; which was referred to the Committee on the Judiciary.

Mr. McCARTHY submitted the Presentment of the Grand Jury of Beaufort District for Spring Term 1845, presenting the License Law, and recommending that the Land Office be closed; which was referred to the Committee on the Judiciary.

Mr. NOBLE presented the petition of three hundred citizens of Abbeville District, praying that the Court of Equity be abolished, or that the expenses attending proceedings in said Court may be reduced; which was referred to the Committee on the Judiciary.

Mr. J. G. W. DUNCAN submitted the Presentment of the Grand Jury of Barnwell District for Fall Term 1845, presenting the carrying of concealed deadly weapons; which was referred to the Committee on the Judiciary.

Mr. NORTHROP presented the petition of the Commissioners of the Poor on Charleston Neck, praying for an amendment of the Law in certain particulars; which was referred to the Committee on the Judiciary.

Mr. JAMISON presented the petition of David J. Rumph and Adam Wactor, praying the Legislature to confirm their titles to a tract of land lying within ten miles of the Public Works.

Also, the Petition of David Horger with a similar prayer; which were severally referred to the Committee on Internal Improvements.

Mr. JAMISON submitted the Presentment of the Grand Jury of Orangeburgh District for Fall Term 1845, presenting the retailing of Spirituous Liquors, and the carrying of concealed deadly weapons; which was referred to the Committee on the Judiciary.

Mr. P. E. DUNCAN presented the Petition of sundry citizens of Greenville District, praying that the election of Electors of President and Vice President may be given to the People; which was referred to the Committee on Privileges and Elections.

Mr. TRAYLOR submitted the Presentment of the Grand Jury of Edgefield District for Fall Term 1845, presenting the License Law and the carrying of concealed weapons; which was referred to the Committee on the Judiciary.

Mr. MORDECAI, from the Committee appointed to wait on the Governor reported, that they had performed that duty and that the Governor would communicate to this House to-morrow at 12 o'clock, M.

Mr. YATES presented the Accounts of A. S. Willington & Co., for printing; which were referred to the Committee on Claims.

Mr. CHESNUT presented the Return of the Commissioners of Free Schools for Kershaw District, for 1845; which was referred to the Committee on Education.

Mr. CHESNUT submitted the Presentment of the Grand Jury of Kershaw District, for Fall Term, 1845, presenting the too free and frequent exercise of the Executive power in the pardon of criminals; which was referred to the Committee on the Judiciary.

Mr. HENRY SMITH presented the Petition of Emeline Dill, praying to be placed on the Pension Roll, and for arrears of Pension due her late husband; which was referred to the Committee on Pensions.

Mr. MIDDLETON presented the Petition of William Johnson, praying for the re-charter of a Ferry across Lynche's Creek; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. E. G. PALMER,

Resolved, That the use of this Hall be granted to the State Agricultural Society on Monday, Tuesday and Thursday nights of this week.

Mr. HAIGLER gave notice, that he will ask leave to-morrow to introduce a Bill to repeal the law of 1819, concerning vacant lands within ten miles of the Public Works.

Mr. JOSEPH A. BLACK presented the Petition of sundry citizens of Richland and Eairfield Districts, praying for the removal of obstructions to the free passage of fish; which was referred to the Committee on Internal Improvements.

Mr. HENRY submitted the following Resolutions, which were ordered for consideration to-morrow.

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of so amending the law, as to make the offences of

seduction, and wilful and malicious slander, punishable by indictment as a high misdemeanor.

Resolved, That the same Committee be instructed to enquire into the expediency of compelling by law, the Chancellors to deliver and file their decrees within three months from the time of closing the Circuits upon which the causes may have been heard.

Resolved, That the same Committee be instructed to enquire into the expediency of prohibiting by law, the Judges of the Law Courts from charging the Juries on matters of fact.

Resolved, That the same Committee be instructed to enquire into the expediency of prohibiting by law, the marriage of a white person with a free negro, and to declare all such marriages null and void, and the issue of any such marriage to be illegitimate.

Mr. MILLS submitted the following Resolution, which was ordered for consideration to-morrow :

Resolved, That the Committee on Internal Improvements enquire and report on the expediency of abolishing the office of Superintendent of Public Works, and if inexpedient, to report on the propriety of reducing the salary to one thousand dollars per annum.

Mr. J. M. WALKER gave notice that he will ask leave to-morrow to introduce a Bill to repeal an Act entitled " An Act to amend the Charter of the Bank of the State of South-Carolina, passed on the 18th day of December, 1824.

Mr. HERNDON gave notice that he will ask leave to-morrow to introduce a Bill to prohibit the re-election of the President of the Bank of the State of South-Carolina, the Presidents of the Branches of said Bank, and all other Officers and Directors of said Bank and its Branches, after they or either of them shall have been consecutively in office in the said Bank or its Branches, until after the expiration of four years.

Mr. FAIR submitted the Presentment of the Grand Jury, of Newberry District, for Fall Term, 1845, presenting the hiring of their own time, by negro slaves; which was referred to the Committee on Colored Population.

So much as presents the limited extent of the public square on which the Court House and Jail are built; was referred to the Committee on Public Buildings.

Mr. LEGARE submitted the following Resolutions, which were considered immediately, and agreed to *unanimously :*

Resolved, That in the untimely death of the late JOHN H. HUGER, this House has lost an active and efficient Member, and the State a useful and worthy citizen.

Resolved, That the members of this House as a token of their deep sorrow for his loss, will wear the usual badge of mourning during the Session of the Legislature.

Mr. BARNES submitted the following Resolutions, which were considered, immediately and agreed to *unanimously :*

Resolved, That the members of this House have heard with deep and sincere regret, of the death of J. J. McMULLAN, late a member of this body.

Resolved, That as a testimony of respect for the memory of the said J. J. McMullan the members of this House wear the usual badge of mourning during the present Session.

Mr. READ submitted the following Resolutions, which were agreed to *unanimously :*

Resolved, That in the death of Mr. G. GOWIN, late a member from Horry, this House has met with a loss which they much deplore.

Resolved, That in respect to his memory, the members of this House will wear the usual badge of mourning for the remainder of the Session.

On motion of Mr. HENRY, Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock M. to-morrow.

And in further respect to the memory of the deceased Members,

On motion of Mr. MIDDLETON, the House adjourned at 28 minutes past 1 o'clock, P. M.

Tuesday, November 25, 1845.

At the hour to which the House was adjourned, the clerk called the Roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members.—Mr. R. S. BEDON from St. George's Dorchester, Mr. J. W. BLAKENEY, from Chesterfield ; Mr. WILLIAM I. BULL, from St. Andrews; Mr. GEORGE W. COOPER, from Clarendon ; Mr. J. P. DICKINSON, from Kershaw ; Messrs. Benjamin F. HUNT, and W. D. PORTER from St. Phillip's and St. Michael's ; Mr. J. HUME LUCAS, from St. James Santee ; Mr. FRANCIS SUMTER from Claremont ; Mr. JOHN A. ALSTON, from All SAINTS ; Mr. JOHN ENGLISH, from Richland.

The SPEAKER announced that Mr. WRIGHT was added to the Committee on Pensions and District Offices and Officers. Mr. OSWALD, to the Committees on the Military and Roads, Bridges and Ferries ; Mr. LEGARE, to the Committees on Education and Colored Population ; Mr. STEPHENS to the Committees on Public Buildings and Accounts, and Mr. A. H. CRAWFORD, to the Committees on Grievances and Agriculture.

Mr. PORTER presented the Abstract of Expenditures for the City and transient poor in the City of Charleston, for 1844–'45 ; which was referred to the Committee of Ways and Means.

Mr. PERRIN presented the Petition of Joseph Barton, praying compensation for a Slave executed, which was referred to the Committee on Claims.

Mr. GILES presented the Petition of the Military Band of the ninth Brigade and forty-sixth Regiment of the South Carolina Militia, praying to be Incorporated under the style and title of the Ebenezer Band of the forty-sixth Regiment of the South Carolina Militia, which was referred to the Committee on Incorporations.

Mr. READ submitted the Presentment of the Grand Jury of Georgetown District, for Fall Term, 1845 :

So much as recommends a change in the Judicial Circuit, was referred to the Committee on the Judiciary.

So much as presents the misapplication of the Poor Fund, was referred to the Committee of Ways and Means.

So much as presents the permitting of Slaves to hire their own time, was referred to the Committee on Colored Population.

Mr. READ presented the Return of the expenditures for the transient poor

of Georgetown District, for 1845; which was referred to the Committee of Ways and Means.

Mr. CANNON presented the Return of the Commissioners of the Free Schools for the Spartanburg District, for 1845; which was referred to the Committee on Education.

Also, the Petition of the Officers of the 9th Regiment of Cavalry, praying that their Recruiting Limits be enlarged; which was referred to the Committee on the Military.

Also, the Petition of the Trustees of Nazareth Church, in Spartanburg District, praying Incorporation; which was referred to the Committee on Incorporations.

Also, the Petition of Isham Clements, praying compensation for pursuing and arresting a Criminal; and

The Petition of John Moore, constable, praying compensation for attending the Equity Court, for Spartanburg District, June Term, 1845; which were referred to the Committee on Claims.

Mr. YATES presented the Petition of the officers and members of the Moultrie Guards, a volunteer Company of Militia, praying to be Incorporated; which was referred to the Committee on Incorporations.

Mr. J. G. W. DUNCAN presented the Petition of Harmony Lodge, No. 17, of Barnwell District, praying compensation for the use of their building as a Court House in July and October, by order of the Judge; which was referred to the Committee on Claims.

Also, the Petition of Lewis Weathersby, praying that a tax twice paid may be refunded; which was referred to the Committee of Ways and Means.

Mr. E. P. SMITH presented the Petition of sundry Citizens of Spartanburg District, praying the opening of a new Road in said District; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. GIBBS presented the counter Petition of Citizens of Spartanburg, praying that a new Road from Lynche's to the foot of Musgrove's Bridge, on Enoree River, may not be opened: which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CHANDLER presented the Petition of Citizens of Sumterville, praying that the village of Sumterville may be Incorporated; which was referred to the Committee on Incorporations.

Also, the Account of Dr. J. A. Mayes for a *post mortem* examination; which was referred to the Medical Committee.

Mr. CHANDLER submitted the Presentment of the Grand Jury of Sumter District, for Spring Term, 1845.

So much as presents the power conferred on the Ordinary, to dispose of Intestate's Estate; was referred to the Committee on District Offices and Officers.

So much as presents the laying-off of private Roads and making of Ditches by one free holder, through the lands of another free holder, where health or convenience may require it; was referred to the Committee on Roads, Bridges and Ferries.

Mr. JAMES M. WALKER presented the Memorial of sundry citizens, asking a charter of incorporation for the Graniteville Manufacturing Company; which was referred to the Committee on Incorporations.

Mr. MIDDLETON presented the Petition of sundry citizens of Charleston, praying a repeal of the law passed the 17th day of December, A. D. 1841, entitled "An Act to prevent the citizens of New York from carrying

slaves or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime; which was referred to the Committee on Federal Relations.

Mr. ORR presented the Account of Todd & Wyatt, for public printing; which was referred to the Committee on Claims.

Mr. PORTER presented the Memorial of James M. Stocker, Thomas J. Kerr, and Joseph Prevost, praying for the incorporation of "the Belvidere Manufacturing Company; which was referred to the Committee on Incorporations.

Mr. PORTER gave notice that he will ask leave to-morrow, to introduce a Bill to incorporate the Belvidere Manufacturing Company.

Mr. READ presented the Petition of the Officers of the Hayne Lodge of the Independent Order of Odd Fellows for a charter; which was referred to the Committee on Incorporations.

Mr. IRBY presented the Petition of Robert Hann, praying compensation for services rendered to the State; which was referred to the Committee on Claims.

Mr. CALHOUN presented the Petition of sundry citizens of Laurens District, praying an amendment of the Act of 1817, so that the Practitioners of the Botanic System may be allowed compensation for their services; which was referred to the Medical Committee.

Mr. D. THOMPSON SIMS presented the Petition of sundry citizens of Union District, praying the opening of a new road in Union District; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BARNES presented the Petition of the Commissioned Officers of the 21st Regiment, praying that Brigade Encampments may be abolished,—that Company Courts Martial may be restored, and that Company drills may be increased; which was referred to the Committee on the Military:

Also, the Petition of sundry citizens of Lancaster District, praying an alteration of the law in relation to the fish sluices;

And the Petition of William Carnaghan, praying that his title to a tract of land, subject to the operation of the Act of 1819, vesting the vacant lands within ten miles of the Public Works, in the State in a Board of Commissioners, may be confirmed; which were severally referred to the Committee on Internal Improvements.

Mr. NORTHROP presented the Account of William Matthiessen, for goods furnished the Citadel at Charleston; which was referred to the Committee on Claims:

Also, the Petition of John Michel, for confirmation of title to a lot of land on Charleston Neck; which was referred to the Committee on the Judiciary.

The following Message was received from His Excellency the Governor, and read by BEAUFORT T. WATTS, Esq., his private Secretary:

EXECUTIVE DEPARTMENT,
COLUMBIA, Nov. 25th, 1845.

Gentlemen of the Senate and
House of Representatives:—

We assemble again for the purpose of discharging the important duties devolved upon us by the Constitution, under circumstances which call for the most grateful acknowledgments of our people, to the beneficent Dispenser of all good. Notwithstanding a partial failure in the crops of grain and cotton, during the current year, gives reason to apprehend some distress amongst a portion of our citizens, and some curtailment in our foreign trade, yet the unparalleled health of every quarter of the State, and of every class of the population—the as yet unbroken peace which our country has preserved with all nations—the tranquillity enjoyed, the confidence imparted, and the progress our people have been enabled to make, in all the industrial arts, and pursuits, in which they are engaged, have so immeasurably counterbalanced the vicissitudes to which I have adverted, that I may safely congratulate you, on the condition of our beloved Commonwealth. But even while we are exchanging felicitations on a condition so blessed beyond the lot of almost every other people on the earth, the history of the past painfully reminds us how far short it falls of that pitch of prosperity to which we might rightfully have attained, had the sacred compacts of the Federal Constitution been respected, and the blighting influences of the protective policy never grafted its baleful measures on the Federal Legislature, to wring from the industry of our people so large a portion of the fruits of its lawful labor.

I turn with peculiar pleasure from the contemplation of Federal injustice, to felicitate you on the heathful and harmonious operations of the State Government. All its Departments have so discharged their duties as to secure the public peace, and give ample guarantees for the protection of the persons, property and rights of the community, while the people of this State have exhibited a continued love of order, for which they have ever been distinguished. The most perfect tranquillity has been maintained within all our borders by the undisputed supremacy of the laws, and the advancement of the people in virtue, industry and morality, has never been more satisfactory.

The Reports of the Heads of the several Departments, will furnish you with details of their condition and operations.

That of the Comptroller-General, covering the Reports of the two Treasuries, will exhibit to you the income of the State, and the various sources of revenue from whence it is derived, as well as the manner in which it has been expended under the direction of the laws making appropriations.

These Reports present a highly satisfactory condition of the ordinary financial affairs of the State. The taxes are moderate, and are promptly and cheerfully paid by the people, and yet they afford means to meet all the ordinary expenses of the State. The Report shows rather an unfavorable condition, so far as the amount of taxation in reference to expenditure is concerned, and it will of course require at your hands, a careful consideration.

The Public Debt is closely and intimately blended with all considerations of the finances of the State, and must always continue to be a subject of the deepest interest to her character and welfare; it will, therefore, ever command the most careful consideration of the Legislature. It had its commencement in the obligations incurred by the Revolutionary war; the three per cents are the last remnants of that debt; a far larger portion in the Internal Improvements from 1822 to 1826; a small and honorable part was a contribution to the family of Mr. Jefferson, one of the Father's of the country; and another, and far greater than all, was incurred for the patriotic purpose of rebuilding the City of Charleston, when destroyed by fire in 1838; and the last item was added, to pay the subscription to the S. W. R. R. Bank. These several debts were all funded; the stocks were payable from the 1st of January, 1840, to the 1st of January, 1870, and they amounted on the 1st of January, 1840, to the sum of $4,553,770 91 cents. Up to this time, all interest and each instalment of principal as it became due, has been punctually met and paid. Of the principal there now remains due $3,234,502 31 cents. There seems every reason to believe that each future instalment of this debt will be met, and the whole amount extinguished through the means provided, and and set apart, by the State for that purpose. Owing to the scrupulous integrity with which she has fulfilled all her engagements, and the punctual regularity in paying the interest, and in meeting and discharging the instalments of her debt by the State, the credit of South-Carolina has never suffered the least blemish or shock in Europe or America; and it is a subject of justifiable pride, that her obligations maintain their position with the highest of our Sister States in the money markets, and are now above par wherever they are found. A character and public credit, so enviable and so valuable, as a resource in times of trial and difficulty, should be nourished and guarded with the most scrupulous care, not less from a rigid principle of inflexible honesty, than from considerations of profound State policy.

The Reports of the Department of State, and of the Surveyor General, will bring to your view the repairs and improvements suggested, for the convenient despatch of business and the preservation of the public records. I suggest the propriety of making an appropriation for the same.

In the Executive Department, I have caused some repairs and alterations to be made, by which it is better adapted to the duties, for which it is designed. The expenses attendent on these alterations, I have defrayed out of the contingent fund.

In reference to the Military Department, I take peculiar pleasure in testifying to its very excellent condition. No militia can excel that of this State, in the zeal with which their duties are fulfilled, or the skill and ability which characterizes its officers. South Carolina may well feel an honest pride in their efficiency and a firm reliance on their powers, in case of any emergency. Much of the credit for their proficiency, and military spirit, is due to the zeal and energy of the Adjutant General, to whose report I would call your attention for any information in relation to this subject.

As regards the Military Academies, I am happy to state that the condition of the one in Charleston is satisfactory to its friends, but regret that circumstances have occurred which materially effect the usefulness of that, located in Columbia.

The Bank of the State during the past year, has steadily discharged the duties imposed on it by its charter, and the directions of the Legislature. Its operations show a settled and profitable business, which has yielded a fair and satisfactory income for the State. The balance of the stocks of 1824, remaining uncancelled, was paid off by it, in January last when it fell due, amounting to $156,319 32 cts. Besides this £7,500 of the Fire Loan Bonds, due in 1858, were purchased in London, brought home and cancelled, reducing the public debt by $33,333 33 cts. more, making in the aggregate, a reduction of the State liabilities to $189,652 65 cts. The purchase and cancellation of these Stocks by the Bank, have been in conformity with the wishes of the State, and will no doubt meet your approbation. The wisdom of State institutions of this character has been a question of great perplexity and much discussion, and perhaps it would be well for us to reflect whether its continuance would be desirable after the expiration of its charter, which will take place in 1856.

In the message of 1844, of my immediate predecessor, the attention of the Legislature was called to an application from the War Department, for a new cession of Fort Moultrie and other public sites in Charleston Harbor. You will find by a communication from the same Department, that the only obstacle to the compliance of the State has been removed, and I therefore recommend that the cession, as requested, shall be made.

There are considerable sums which this State claims to be due from the General Government, for advances made, for the defence of the State, in the late war with Great Britain, and for payments on account of the Florida campaign. The former of these claims is for a difference of interest on sums ac-

knowledged and paid, arising from the different mode of computing that interest at the United States Treasury, and that which is contended for by this State. The latter, is for payments made from our Treasury to the Volunteers who were in the service of the United States, from this State. These claims are of long standing, and should be prosecuted at once with vigor, or entirely abandoned. I would therefore recommend the appointment of an agent to represent the State, and urge the adjustment of these claims at Washington.

At the last session, the Legislature established a Greek Professorship. The Trustees, whose duty it was to elect the Professor, were prevented from doing so by a law of the College. The Board, therefore, directed the Faculty to appoint a Tutor, to discharge the duties of the Professorship ad interim, with a salary of one thousand dollars. I would recommend that this salary be paid out of the appropriation made for the said purpose.

The first and most important of the means for promoting the public welfare which claims our efforts, should be the diffusion of that knowledge amongst our people, which will enable them to comprehend their actual condition, and to suit all their actions, to the true state of their affairs. The blessings of a sound and useful education should be distributed as widely as possible. It should carefully embrace, not less correct instruction in the history of Nations, and the principles of Government, than the information required for the ordinary business of life; for what requirement is more essentially useful to the citizen of a free Republic, than a full knowledge of his rights, and the high privileges he is entitled to enjoy? Or what is so well calculated to promote public virtue, to cultivate an enlightenced preference of our own, over other systems of government, to impart a deeper detestation of every form of despotism, or to produce firmer resistance to every encroachment on the safeguards thrown by the Constitution around our free institutions, than the records which history gives of the wrongs, injustice and oppression inflicted by unbridled power, and the noble examples in which resistance has ended in the acquirement of honor, freedom, and prosperity. Our whole plan of Education should undergo a thorough review and scrutiny. The course of instruction from the Common School to the College should be systematized and adapted to one end; the standard of studies should be gradually, but constantly rising, while the best qualifications in Instructors, literary and moral, from the Teacher of the Common School to the Professor in the College, should be carefully sought for and rigidly required. In our Youth, are centered the hopes and destinies of the State—they are to constitute her defence, her sword and her shield. Their proper education, I deem, worth any cost. In many Monarchical Governments, it is considered worthy of a separate Department, under a Minister specially charged with its care, nurture and superintendence. Is it less worthy of it

here? Is it less important in a Republic? It seems to me fully to deserve that consideration, and I feel impelled by a deep sense of duty to recommend to you the establishment of the Office of Superintendent of Education, whose first duty it shall be to devote the ensuing year to the careful examination of the state of Education in South-Carolina, and to suggest such improvements in the same, as may effect a system, in which there shall be more of compass, utility, and vigor, than now prevails, especially in the Common Schools, in which all classes are so deeply interested.

The condition of the South-Carolina College must at all times engage the most earnest consideration of the Legislature. In it, are centered, more than any other branch or department of her institutions, the hopes and destinies of South-Carolina; there, are being raised up, the future Legislators, high Officers and Statesmen, who are to guide her career to honor, or to ruin. The rightful education of the minds and hearts of these future rulers of the land, is a trust of high responsibility. You have assumed its direction. It demands in the Instructors, the highest moral and mental capacities, and the most extensive erudition. It not less requires from them, a proper training of the pupils—a discipline to regular habits of morals and study—a thirst of knowledge—a love of public virtue, and conformity in habits and manners to the highest standards. Complaints exist of negligence of duties, and of other causes, which are impairing the usefulness of the Institution. I am not prepared to say that there is any just reason for them, but it is sufficient that the public anxiety is awakened, upon a subject of vital importance to individual happiness and public welfare, to make it my duty to invite your special attention to the Institution. If all is right, justice will be done to the Faculty by dispersing the fears and misgivings of the friends of the Institution. If any thing is wrong, the great interests of the State require that a remedy, be speedily and effectually applied. The liberal support which has been wisely, and with unwavering constancy, extended by the State, to this Institution, has redounded in a thousand ways, to her honor and advantage. The intelligence of her people has been vastly increased, their condition improved, and her own character elevated by the eloquence, wisdom and ability of her citizens educated here, and filling the high stations of the country. She cannot cherish and sustain it with a too vigilant and affectionate interest.

In turning from the subject of Education, to other means for advancing the welfare of the State, less but still highly important measures arrest our attention, viz., the physical resources of the State. These consist essentially in the variety of soils of our lands, the staples of our Agriculture, the riches of the mines contained in the bowels of the earth, and their development by the miner; in the Manufactures, which convert useless and raw material into the products suited to the uses of civilized life; in the Commerce of the

State, resting on the exchanges of her Agricultural and Manufacturing industry; and the highways, on which that Commerce is to be conducted. The increase of energy and skill, in the extension and improvement of all these, should ever be a subject of the deepest interest to our State. Were all the resources they afford but once in active employment, the most sanguine mind, could not over estimate their advantages. Directed by a well educated and industrious people, why may we not indulge the hope, that the time will come, when all this may be done? There lie before us countless advantages —why shall we not stretch out our hands and take them? Is it any reason against it, to say that it will cost money and labor; that it will require patience, perseverance, and perhaps a long period of time to accomplish it? Such arguments, would at once arrest every improvement. If every thing cannot be done at once, some portion of it may, and in time, with system, prudence and energy, the brightest visions of our hopes may be more than realized.

Of all these, our Agriculture demands the first and greatest consideration. It is the great interest of the State—to which all others are but secondary. Its food is the support of all, and its staples sustain Commerce and Manufactures. On its extension and improvement, depend more interests than on all the rest. It bears the chief burdens of the State taxation, and it has received less of State favor and assistance than any other. Possessing the power of the State, the Agricultural interest seems rather to have opposed than to have sought for the aid of the State, when that aid might have legitimately been extended to it. There is no School of instruction, no department of the College, where this oldest and noblest, of the Arts of civilization is taught. The only boon they have asked and received, has been the partial, hurried and imperfect examination of the State by the unfinished Agricultural or Geological Survey. Many there are, who underrate and depreciate the value of this work. It is hoped and believed, however, that this spirit is passing away, and a more enlightened estimate of the importance of the measure prevails. South Carolina has the honor of leading the way before all her sister States in this department of improvement. But unfortunately, though she began first, she paused in the work. Others seeing its immense advantages, adopted it. Connecticut, with a territory scarcely equal in extent to one seventh of our State, has employed an able and successful gentleman for a series of years, at great expense, who has just completed a survey of that State. Massachusets, Maine, New York, Virginia, and others have also completed or now have in progress, similar surveys. Of those which have been finished, several of the States have had ample reports, accompanied by admirable Maps, indicating the localities of valuable Mines, and Minerals, published at the public expense. The survey of our State, if made with the same leisure and minuteness, could not fail to be attended with advantages

fully balancing all possible expenditure. The scientific examination of our soils, their analysis, and an explanation of their derivation and nature, the exposure of the substances existing amongst us, suited to the improvement of those soils, especially the Marl of the Lower Country and the Limestone of the Upper, the discovery of the rich Mines of precious and useful Metals, which abound in our hills and mountain lands, are advantages not unworthy of the highest appreciation. I therefore recommend the continuance of the survey for such time, and on such terms, as will insure its being completed in a manner adapted to its importance, and the character of the State.

Amongst the means for most effectually improving our condition, and preparing the State for encountering those trials, which the changes of commerce and human pursuits, must unavoidably bring upon her, under any system of Federal Legislation, we cannot overlook the importance of manufactures of our own. They deserve at our hands, all the encourgement we can give, that is not incompatible with the rights and interests of the other avocations of our people. Facilities for their transactions, and especially for bringing their fabrics advantageously into market, are important aids which can be legitimately extended to them because, they are equally beneficial to, and can be participated in, by all classes. The necessity for diversifying the investments of capital, as well as the employment of labor, becomes every day more urgent; and the establishment of manufactories, may to some extent be made a resource for counteracting, defensively, the operations of protective aggressions.

Nothing is calculated to give a more legitimate or wholesome stimulus to Agriculture, Manufactures or Commerce, than the improvement of the Highways which lead to, and from, the greater Market Towns. These improvements too, have the still higher recommendation, that they serve equally for all classes of persons, all pursuits, of travel, business, pleasure or health, and are at the same time means of defence of infinite value, either in case of domestic trouble or foreign invasion. Of these high-ways, the common public Roads of the Country, are but indifferently improved under the present system. They are properly consigned to local police, and supervision, and I do not know that any essential changes in them, can be suggested for their improvement.

The next and higher grades of Turnpikes, Rail Roads, and River Navigation, are of far greater consequence as they now do, or shortly must connect all the important parts of the State with each other. Were the Rivers opened as they might be at a trifling expense, and Turnpikes or Rail Roads constructed, connecting the upper productive Districts with the Market Towns below; experience elsewhere proves, that the result would be a greatly increased production of Agricultural and Manufactured staples on their route.

A larger price, attended with less cost, would reward the producer, who could also receive his supplies of Goods and Groceries, with greater expedition and economy; town and country, would be brought together, the expenses of living in each diminished, while their comforts and conveniences would be greatly increased.

To effect these improvements, individual resources are not always adequate, nor in all cases would it be politic or advisable for the State to give her aid. The rivers, are high-ways given by the Author of all good, for the common use of his children, and belong exclusively to the sovereign power; Turnpikes and Rail Roads, may combine equal claims on the sovereignty and on individuals. In the first case it is duty, in the latter, expediency, which is to decide the course of the State. In 1826 the State adopted deliberately, the policy of giving aid to Turnpike Roads by Act of the Legislature, which has ever since remained the Law of the Land, and by which she pledged herself to subscribe two fifths of the Stock, towards the completion of Turnpike Roads on certain conditions. No call has ever yet been made, for the fulfilment of that pledge. Might not its principles be adopted in regard to Rail Roads, under limitations and with conditions which will protect the public interests? With regard to Rail Roads, every day is developing new and most interesting facts. They are destined to exercise an influence upon the affairs and conditions of men, as remarkable as that, which resulted from the invention of the Steam Boat or the Spinning Jenny. Already are they so preferred to all other modes of conveyence and travel, that in this country, they are even constructed on the banks of navigable rivers; in England they are changing Canals into Rail Roads, and on the Continent of Europe, they are being built by Kings and Emperors where they will prove to be most effective, as instruments of Commerce or implements of War. In Ireland and India, they are said to be in contemplation as a means of their eternal subjugation. To the South, they will be a powerful aid for every purpose of peace, and as a means of defence and security, of inestimable value, for consolidating her strength and uniting her people. In a war with a foreign power possessing a large Steam Navy, we can have no security like that of Rail Roads, by which with equal rapidity men and arms may be concentrated at points threatened with attack, and requiring defence.

The State of South Carolina is in possession of a fund, which belongs to her, only as a trust, and which, might be most appropriately devoted for ever, to improvements such as these. This Fund, arising from a surplus revenue of the General Government, amounts of principal to $1,051,000. It was shortly after its reception, pledged for the State's subscription to the Louisville, Cincinnati and Charleston Rail Road. Eight Hundred Thousand Dollars has been paid by the State to that Road and the

South Western Rail Road Bank, the Stocks of which are rapidly rising to par value. The State also advanced in 1839 to the same Rail Road Company an excess on what has been called in, on the subscription, and which now constitutes a debt of near $300,000 more. Let these Rail Road and Bank Stocks, and enough of this advance due by the Rail Road Company be created into a separate Rail Road Fund. The Stocks and Bonds may be sold when occasion arises for their use, provided, they are not disposed of under par, and the amount either loaned or invested by the State, in such other Rail Roads as may be approved by the Legislature, the objects of which, shall be to extend this mode of communication in the State. And so again, when these shall be completed, the Stocks may in like manner be sold, and continue to be invested in new works of the same character, until the whole State shall be penetrated by these improvements.

The condition of the South Carolina Rail Road, is highly satisfactory.—It has surmounted almost every difficulty, and is now fully established in the public confidence. The utility and importance of this great work, is every day becoming more fully demonstrated. It forms the base of one of the greatest lines of trade, and travel, ever yet suggested to human enterprize. That line stretches through South Carolina, Georgia, and Tennessee and ultimately reposes on the banks of the Mississippi, at Memphis, thence through that Father of waters, it opens the way to the thousand rich valleys of its many tributary streams, into the bosom of the boundless West. As already completed, it extends from Charleston into the interior of the State of Georgia, three hundred and sixty miles, and there is little ground to doubt that the whole, will be completed at no very distant day to Memphis,—where a Naval Depot has been established by the General Government. The vast importance of this great enterprize to our commerce and to the defences of the Country, as well as its social interests, especially to the institutions of the South, can never be over estimated. To the City of Charlestonand to South Carolina, the connexion with the Mississippi, would be an era. It would place her along with the great commercial emporiums, which have of late so far out-stripped her in growth and wealth. The Rail Road first arrested the decline of Charleston, and is now restoring to her a business, which will ensure a return of her prosperity. As the Rail Roads of Georgia are finished and the communications by their means extended, her commerce increases, and must continue to do so. To an institution, which has done so much for the State, much is due. The State has extended to it, heretofore a munificent liberality, and it has reaped in return immense benefits,—benefits which are but beginning, and which every hour will accumulate by vast additions. Every advantage won by this Road, enures to the benefit of South Carolina, and a wise policy

may greatly increase those advantages to her people. This Company should be aided and encouraged, to make timely preparation and arrangement for the despatch of business, and thus draw to it, the trade of the rich and extensive regions opening Westward, by these new enterprizes.

I recommend, that the debt owing by the Rail Road Company for a loan made to the South Carolina Canal and Rail Road Company, in 1826, of $100,000 and interest, be released to the present Rail Road Company. When this loan was contracted, Rail Road enterprizes were in their infancy, unsolved problems, and those who engaged in them encountered risks of the loss of their capital, now no longer attending such investments. The South Carolina Rail Road, was then the greatest undertaking of the day. It was an enterprize of vast importance to those who embarked in it, and of no less consequence to the State. No doubt can exist, but that she would cheerfully have contributed $100,000 as a bonus, to have insured its success. This she did contribute, not in that express form, but with that view, as we have many reasons to believe. She has never exacted payment of debt or interest, but has held it as in abeyance, for the arrival of that period, which should demonstrate that the tacit conditions had been fulfilled.

I transmit various documents from many of our sister States, for all which I invite your respectful and careful consideration.

I herewith lay before you, the protest of the Legislature of Massachusetts against South Carolina, and the laws, which she has, in the high duties of self-preservation, and in the exercise of her undoubted rights, seen fit to enact, prohibiting the ingress of free persons of color, who are dangerous to the peace and safety of her own population. You cannot but be painfully struck, with the unfriendly temper and inflammatory tone of this remarkable document. The calmness and dignity of South Carolina, resting upon the consciousness of being in the right, and the sense of what is due to her own character, will not be disturbed by heated denunciatons, by undeserved invective, by unkind insinuations, nor even by unfounded impeachments. She well knows that when reason fails, passion rages. Against the folly and weakness, into which it leads States as well as individuals, she will from respect to herself and to the world, endeavor to guard herself, and thus avoid the discourtesies and violations, of national comity, into which, it is sure to betray. The simple history of the legislation, and the circumstances of the controversy which has been unhappily fomented by Massachusetts, is the best vindication of South Carolina. It is briefly this. In 1822, a most dangerous and extensive conspiracy of the black population in and about Charleston was discovered. It had been chiefly planned and devised by foreign free persons of color, who had seduced and corrupted the native free blacks and slaves. Their schemes of operation embraced the burning and plunder of the city, destruction of life, and other enor-

nities. The trial of the culprits elicited the most irrefragable evidence of their active agency, and of the dangers arising from the intermingling of the foreign blacks with our slaves, and humanity demanded, both for the slave and the master, that they should be protected from these seductions. The act of 1822, was therefore passed by the Legislature, which is the beginning of this legislation; it was revised and re-enacted with some immaterial alterations in 1836. The reasonableness, the humanity, the propriety of this act, was not questioned by any American State for fourteen years; when the first resolutions of Massachusetts were levelled against it. It is true that Great Britain did complain at an early date after the passage of the act, to the general government, as stated in the protest of Massachusetts, and it is equally true that Mr. Wirt, then Attorney General of the United States, did give the opinion which is quoted in the protest, against the constitutionality of the Law—but South Carolina never for one moment "yielded" her convictions that she was right, nor her determination to maintain her position, as Massachusetts erroneously asserts. I can have no desire to comment either on the ignorance of the facts displayed in this assertion, nor on the unkind insinuations which accompanies it, that South Carolina "yielded" to fears, of a powerful foreign nation, what she refused to justice and a sister State. She felt she was right, that she was sustained by every principle of law, by every feeling of true humanity, and by every motive of self-preservation, and duty to her own people, and she therefore stood firmly to her ground. She yielded then, as little as she does now, to the implied threats of "retaliation" made by Massachusetts. The acquiescence of foreign powers and of our sister States, was undisturbed by any exception until 1836. A few years preceding that period, a new spirit had broken out in England, and in that portion of the United States, to which Massachusetts belongs, and of which she has long assumed to be the leader. At first its direction was against the slave institutions of the English Colonies. The emancipation of their slaves being accomplished, the whole torrent of fanaticism, rabid with inconsiderate zeal, and fomenting with political stimulants, turned its unmitigable fury, upon our devoted land. It was then, was suddenly broken, that deep repose of seventeen years, in which from 1822 to 1839, these rights of her colored population, now so vehemently alleged to have been invaded, slumbered unheeded or unremembered during all which time, the claims of humanity, the "paramount duty" of the State and the honor of Massachusetts, now so sensitively touched, were lulled into utter forgetfulness or inaction. Thenceforward arose a vitality however, which never since has known repose. As the war increased, and they who waged it against the institutions of the South, under the name of Abolitionists, and from a few individuals regulated by a comparatively moderate zeal, swelled into a large party, animated by a rancorous hostility, dragging

politics into its associations, and holding in some States, and in Massachusetts especially, the balance of power, the political coincident action of our sister State commenced against us—progressed—and made its final development in that extraordinary mission, of her accredited Agent in December last. The position assumed by the Legislature of Massachusetts in 1839, followed up by her resolves of 1842-43 and '44, and finally by this protest, abounding, as all do with uncontrovertible evidence of unfriendly feelings, make up, but a part of the action of her constituted authorities in the State Government, and of her Representatives in the National Councils, of the same aggressive character. South Carolina has never interfered with the institutions or people of other States; she has indulged in no speculations dangerous to the peace of her sisters in the Confederacy, she has given no countenance to measures, or doctrines, which could stimulate insurrection, desolate States, or lead to the carnage of men, women and children. She has simply taken such precautions, as would to her best judgment prevent all these, and other accumulated horrors of servile war, from visiting her domains; of guarding a happy and peaceful race, from crimes and punishments, at which humanity shudders. She has disquieted no peaceful neighbors, by intrusive missions of accredited agents, to question and destroy the safeguards which protect, preserve and defend, the lives and property of its people from massacre and arson. She has only excluded a particular class of persons, as she has a right to exclude infectious disease. The broad seal of a State cannot sanctify sedition, nor insurrection, nor murder, any more than it can sanctify what may induce them; nor are States more bound to stand by, while the existence of all they hold dear, is about to be destroyed, than a man is bound to be quiet, while the blow which is to deprive him of life, is descending upon his head. The whole course of her Legislation is purely defensive. All she asks, is to be let alone, nor will she, while there remains to her one particle of wisdom or spirit, surrender the rights which pertain to her sovereignty, nor the measures necessary to their preservation. Passing by all the other slave holding states, Massachusetts has honored South Carolina, by singling her out, as the object of her criminations, and has arraigned her before the christian and civilized world, for conduct, incompatible with her constitutional and social obligations, with the comity of nations, with humanity, civilization and christianity; and for what? For simply guarding herself against the invasion of her peace, the slaughter of her people, and the desolation of her country. Because she is not one of those who can coldly look, on sacked and burning cities, and blood-stained streets, on the ruin of her country and the carnage of her people, and exclaim in the exultant hatred of mad fanaticism, or in the malignant vengeance of disappointed hopes, "let it come, let it come." South Carolina responds to her charges, and meets Massachusetts before the

civilized world—she cheerfully leaves it to the present, and after ages, to those now living and to posterity, to decide who has been the aggressor, whose peace has been invaded, whose rights have been infringed, and who has most faithfully adhered to, and performed all her social, christian, and political obligations. And should Massachusetts carry out her implied threats of "retaliation," and the withdrawal within her borders, from South Carolina, of the rights guaranteed under the Federal compact, the enlightened judgment of present and future times, will not fail to fix a just consideration on these, as unanswerable evidences of unkindness and hostility. If the dismemberment and disruption of this confederacy as darkly implied, are to be the consequences of South Carolina's refusing to disrobe herself of her sovereign rights, and submitting to the humiliating abandonment of her people and property to the mercies of those, who show so little knowledge or care for the danger to which they would expose them; she must even bear these, rather than brave the greater horrors, to which the inglorious surrender of her rights and honor, would subject them.

I regret, that I cannot report to you, any relaxation in the Legislation of the Federal Government, for the protection of domestic manufactures. The Tariff act of 1842, which embodies every obnoxious characteristic of its predecessors, for promoting the interest of the manufacturer at the expense of all other classes, remains unchanged. Against this policy and course of Federal Legislation, the State of South Carolina has ever opposed unvarying resistance. In the recent transfer of power, from the authors of the Tariff of 1842, to those who are solemnly pledged to reform it, and to extend to the South, that justice, which has been denied and witheld, we have every right to consider that there has been a decision by the people of the United States, against the principal of protection, and in favor of the constitutional doctrines of fair, equal and just taxation. The present Federal Executive, in an election, in which, the constitutional doctrine of anti-protective and true revenue taxation was one of the chief issues, before the people, has been triumphantly elevated to power, over the very author of the protective system; and at the same time both branches of the Federal Legislature have passed to his political associates. The whole power of the Government, is therefore now in the hands of those, who stand committed to render us justice. To the success of this happy revolution, no portion of the Union contributed with so much unanimity, as South Carolina. Relying on the good faith and firm principles of the candidate, and discarding every personal or selfish feeling, she gave to him, and the great cause of which he was the exponent, every effort of an ardent, confiding, and generous people. There seems to be no good reason to suppose that this confidence will be betrayed, or that every proper and constitutional means will not be used, to fulfil the expectations, which

we have a right to entertain from the Executive. It would, under any circmstances, be but justice to a new administration, to await the development of its course and policy; and prudence and justice to ourselves, not less urgently recommend present forbearance, from any action which might embarrass the Federal efforts for the just reduction of duties to the revenue standard.

Since your last adjournment, an event of the highest public importance has been most gratifyingly consummated, in the Annexation of Texas to the United States. No circumstance, that has ever occurred in the history of this country, (except the acquisition of Louisiana,) has been fraught with consequences of higher moment. The noble Territory which has been acquired, adds by its location immensely to the safety as well as the resources of the whole Union, while by its peculiar association with the South, its admission into the confederacy gives such union and stability to them, and their institutions, as enables them to put at defiance, any assault of outward enmity or inward treason. Immortal honor, is due to the great minds which conceived, the firm spirits which sustained, and the patriotic people who have consummated this greatest of all triumphs, over the combinations and intrigues of foreign hostility and domestic plotting.

At a public meeting in Charleston, a resolution was passed, requesting the Executive to bring to the notice of the Legislature, the demise of that distinguished patriot and statesmen, General Andrew Jackson. The loss of such a man may well be considered a public calamity, and I doubt not will be so regarded by your body. When the time shall have passed over, in which party feelings shall be forgotten, his name will doubtless be enrolled among the great benefactors of his race.

Herewith, you will find transmitted, a letter from the Hon. Daniel E. Huger, tendering to the Legislature the resignation of his seat in the Senate of the United States.

In retiring from public life, in which he has been so long and usfully engaged, this distinguished gentleman will carry with him, the high regards of his countrymen, and their best wishes that his remaining days may be spent in that quiet and repose, to which his eminent services so well entitle him.

In conclusion, it remains only for me, to invoke for your deliberations, the superintending influence of Him, in whose hands are the destinies of nations, and without whose approbation, the utmost efforts of human wisdom, are fruitless and unavailing. May he preserve and guide you through whatever difficulties shall surround you, and shed such light upon your counsels, as will cause all your acts to redound to the honor and prosperity of our beloved State.

WILLIAM AIKEN

On motion of Mr. DE SAUSSURE the Message was made the special order of the day for to-morrow, at 1 o'clock, P. M.

On motion of Mr. McCARTHY,

Ordered, That fifteen hundred copies of the Message be printed.

On motion of Mr. HENRY, the letter of the Hon. Daniel E. Huger, tendering his resignation as a Senator in the Congress of the United States, and which accompanied the Governor's Message, was read; whereupon

Mr. DE SAUSSURE submitted the following Resolution, which was ordered to be considered immediately, and was agreed to unanimously;

Resolved, That this Legislature has received with great sensibility the annunciation of his resignation by the Honorable Daniel Elliott Huger, a Senator representing this State in the Congress of the United States.

The State of South-Carolina parts with her faithful servant, with a grateful recollection of his able services and devotion to her best interests, during a long and honorable career. He carries with him into his retirement the best wishes of a grateful country.

Ordered, That said Resolution be sent to the Senate for concurrence.

On motion of Mr. MORDECAI,

Ordered, That a Message be sent to the Senate, proposing to go into an election for a Senator in the Congress of the United States, to-morrow at 2 o'clock, P. M., to fill the vacancy occasioned by the resignation of the Hon. Daniel Elliott Huger.

Mr. McCULLY presented the Petition of Lafayette Lodge, No. 8, of the Independent Order of Odd Fellows, praying for incorporation; which was referred to the Committee on Incorporations.

Mr. WALLACE presented the Petition of sundry citizens of Union District, praying that an appropriation may be made to improve the navigation of Tyger River:

Also, the Petition of William H. Thompson, praying for the privilege of building a Mill Dam across Pacolet River, in Union District; which were severally referred to the Committee on Internal Improvements:

Also, the Petition of sundry citizens of Union District, praying for an alteration of the boundary line between the 9th and 10th Brigades of Infantry; which was referred to the Committee on the Military;

And the Petition of Hiram Floyd, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. WALLACE submitted the Presentment of the Grand Jury of Union District, recommending a change in the mode of appointing Magistrates and Constables; which was referred to the Committee on District Offices and Officers.

Mr. HUNT presented the Petition of Robert Martin, James Adger, and George Gibbon, for an Act to incorporate "the Ashley Manufacturing Company"; which was referred to the Committee on Incorporations.

Mr. HUNT gave notice that he will to-morrow ask leave to introduce a Bill to incorporate the Ashley Manufacturing Company, in the State of South-Carolina.

Mr. POPE presented the Petition of Dr. R. C. Griffin, praying compensation for a *post mortem* examination; which was referred to the Medical Committee.

Mr. ISAAC D. WILSON presented the Petition of sundry citizens of Darlington, for a change of a place of election from Hart's store to Kilgore's Mill; which was referred to the Committee on Privileges and Elections.

Mr. BROOKS presented the Petition of sundry citizens of Edgefield, praying for an Act of Incorporation for a Rail Road, either from Aiken or Hamburg to Edgefield Court House; which was referred to the Committee on Incorporations:

Also, the petition of citizens of Edgefield District, praying a change in the place of Election from Moseley's to Rodger's; which was referred to the Committee on Privileges and Elections.

Mr. BAUSKETT presented the petition of William Gregg and James Jones, praying that the charter of the Vaucluse Manufacturing Company may be revived, and its privileges vested in them.

Also, the petition of the pastor, elders and members, of Corinth Church, in Edgefield District, praying an act of incorporation.

Also, the petition of the pastor, elders and members, of St. Mark's Church, praying for an act of Incorporation, which were severally referred to the Committee on Incorporations.

Mr. BAUSKETT also presented the petition of James S. Pope and John W. Payne, praying the charter of a Ferry across Saluda River, near the Island Ford; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BARNES obtained leave to withdraw the petition of A. D. Hilliard, presented at the last Session.

Mr. SEYMOUR presented the petition of G. Wagener, H. Caminade, and divers, members of the City Guard, of Charleston, praying the repeal of the law which prevents non-commissioned officers and privates of said Guard, from voting at the election for Mayor and Aldermen; which was referred to the Committee on the Judiciary.

Mr. BECKHAM submitted the Presentment of the Grand Jury, of Chester District, Fall term, 1845, presenting the present license laws and the mode of confessing judgments; which was referred to the Committee on the Judiciary.

Mr. J. G. W. DUNCAN obtained leave to withdraw the accounts of Drs. Hagood, Bignon, Johnson, Tarrant and Duncan.

Mr. MANNING presented the petition of the Board of Commissioners of Clarendon, praying a reduction of the rate of ferriage at Vance's Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ZIMMERMAN presented the account of Dr. Thos. J. Flinn for medical services to a State Prisoner; which was referred to the Medical Committee.

Mr. P. P. PALMER presented the Return of the Commissioners of Free Schools, for St. John's Berkley, for the year 1845, which was referred to the Committee on Education.

Mr. MAYES presented the petition of Capt. Peter DuBose, for a re-charter of his bridge across Lynch's Creek, and

Mr. EDWARD HARLESTON presented the petition of Cornelius Keith, praying for the re-charter of a Turnpike Road to the base of the Table Rock; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. EDWARD HARLESTON presented the petition of the Intendent and Wardens of Pendleton Village, praying a change in the appropriation of monies arising from the sale of licences in their village; which was referred to the Committee of Ways and Means.

Mr. CHARLES WILLIAMS presented the return of the Commissioners of Free Schools of Laurens District for the year 1845, which was referred to the Committee on Education.

Mr. ORR gave notice that he will ask leave to morrow to introduce a Bill to reduce the fees of Solicitors and Commissioners in Equity in certain cases.

Mr. READ gave notice that he will ask leave to-morrow to introduce a Bill to alter the sittings of the Courts in the Eastern and Middle Circuits.

Mr. JAMES M. WALKER gave notice, that he will ask leave to-morrow to introduce a Bill to incorporate the Graniteville Manufacturing Company:

Also, a Bill to authorize the subscription in behalf of the State to certain Rail Roads, and for other purposes.

Pursuant to notice, and by leave of the House, Mr. JAMES M. WALKER introduced a Bill to repeal an act entitled "An Act to amend the charter of the Bank of the State of South Carolina," which was read the first time and ordered to be read a second time to-morrow.

Mr. WATSON presented the Return of the Commissioners of Free Schools for Edgefield District; which was referred to the Committee on Education.

Also, the Petition of sundry persons, praying the incorporation of Mount Calvary Church in Edgefield District, which was referred to the Committee on Incorporations.

Pursuant to notice and by leave of the House, Mr. HAIGLER introduced a Bill to repeal the law of 1819, concerning vacant lands within ten miles of the Public Works; which was read the first time and ordered to be read a second time to-morrow.

Mr. GEIGER presented the Petition of the Lutheran Congregation at Mount Zion Church, in Lexington District, praying for Incorporation:

Also, the Petition of the members of the Lutheran Congregation at Bethleham Church in Lexington District, praying for incorporation; which were severally referred to the Committee on Incorporations.

On motion of Mr. CANNON,

Resolved, That the Committee on Internal Improvements be instructed to enquire and report on the expediency of allowing all wagons, going for and returning with corn or other grain, to pass through the toll gate, on the Saluda Mountain, free of toll for the year 1846.

Mr. BAUSKETT gave notice, that he will ask leave to-morrow to introduce a Bill to require that the trial of slaves and free persons of color for Capital offences, shall be had at the Court Houses of the Districts in which the offences were committed.

On motion of Mr. NOBLE,

Resolved, That the Committee on the Judiciary be instructed to enquire into the expediency of reducing into the form of a code the Statutes of this State, with the interpretations which they have received from the Courts embodied in it.

Resolved, That the same Committee report as to the propriety of codifying the penal laws of this State.

The House then proceeded to the consideration of the

GENERAL ORDERS.

Resolutions submitted yesterday by Mr. HENRY, instructing the Committee on the Judiciary to make divers enquiries, were considered and agreed to.

A Resolution submitted yesterday by Mr. MILLS, requesting the Committee on Internal Improvements to enquire on the expediency of abolishing the office of Superintendent of Public Worhs or to reduce his salary, was considered and agreed to.

On motion of Mr. HUNT,

Resolved, That it be referred to a Committee composed of the Chairmen of the several Standing Committees to report upon the following matters:

1. Whether it would not contribute to the advancement of the business of the House, if Bills were, after their first reading, referred to the appropriate Committee.

2. Whether the power in the Standing Committees, to cause any Bills referred to be printed as soon as committed, when in their opinion it would facilitate the examination of their provisions, be expedient.

3. Whether it be not expedient, that the Printer of the House should print all the Reports of the Standing Committees, on paper of a uniform size, for the convenience of preservation.

On motion of Mr. CAREW,

Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock M. to-morrow, and

On motion of Mr. CAREW,

The House adjourned at 55 minutes past 1 o'clock, P. M.

Wednesday, November 26, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Members.—Mr. J. G. BROWN, from Barnwell; Mr. H. S. KING, from St. Paul's; Messrs. C. G. MEMMINGER and G. C. GEDDES, from St. Philip's and St. Michael's; Mr. P. W. FRAZER, from Prince George, Winyaw; Mr. DANIEL HOLLAND, from Edgefield; Mr. THOMAS LITTLEJOHN, from Spartanburg.

The following Message was received from the Senate:

In the SENATE, NOVEMBER, 26th, 1845.

Mr. SPEAKER and GENTLEMEN OF THE HOUSE OF REPRESENTATIVES:

Senate proposes to your House, to go into an election for United States Senator, to fill the vacancy occasioned by the resignation of the Hon. DANIEL E. HUGER, to-day at half past 12 o'clock.

By order of the Senate,

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned.

Mr. WILSON presented the Return of the Commissioners of Free Schools, for Darlington District, for the year 1845; which was referred to the Committee on Education.

Also, the Petition of Swift Creek Church, for an Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. ORR presented the Return of the Commissioners of Free Schools, for Anderson District, for 1845.

Mr. G. W. WILLIAMS presented the Return of the Commissioners of Free Schools, for York District, for the year 1845; and

Mr. POYAS presented the Return of the Commissioners of Free Schools, for St. Thomas and St. Dennis, for 1845; which were severally referred to the Committee on Education.

Mr. HOLLAND presented the Petition of the Members of Trinity Church in Edgefield District, praying an Act of Incorporation; which was referred to the Committee on Incorporations.

Also, the Petition of Mrs. Reson H. Hearn, praying a Pension; which was referred to the Committee on Pensions.

Mr H. S. KING presented the return of the Commissioners of Free Schools for St. Pauls, for the year 1845; which was referred to the Committee on Education.

Mr. HAIGLER presented the Petition of citizens of St. Matthews Parish, praying the repeal of the law of 1819, concerning vacant lands within ten miles of the State Road; which was referred to the Committee on Internal Improvements.

Mr. HARLEY presented the petition of Edy Red, widow of Job Red, deceased, praying for a pension; which was referred to the Committee on Pensions.

Mr. SHINGLER presented the Petition of Mary Shuler praying to have her title confirmed to certain lands.

Also, the petition of James Adkins, praying to have his title confirmed to certain lands; which were severally referred to the Committee on the Judiciary.

Also, the petition of sundry citizens of St. James Goose Creek relative to the Public Lands; which was referred to the Committee on Internal Improvements.

Also, the return of the Commissioners of Free Schools, for St. James Goose Creek, for the year 1845, and

Mr. CHANDLER presented the return of the Commsssioners of Free Schools for Claremont, for the year 1845; which were severally referred to the Committee on Education.

Mr. CHANDLER submitted the Presentment of the Grand Jury of Sumter District, Fall Term, 1845:

So much as presents the Court of Equity—the too general extension of the pardoning power by the Executive, and so much as recommends the establishment of a Penitentiary, was referred to the Committee on the Judiciary:

So much as presents the grog shops of Sumter District, was referred to the Committee on Grievances:

And so much as recommends that the jurisdiction of magistrates may be extended, was referred to the Committee on District Offices and Officers.

Mr. GEIGER presented the return of the Commissioners of Free Schools for Lexington District, for the year 1845; which was referred to the Committee on Education.

Mr. HOLLAND presented the account of W. F. Durisoe, for printing.

Also, the account of James Cochran for printing; which were severally referred to the Committee on Claims.

Mr. PERRIN presented the petition of sundry citizens of Abbeville District, praying that John Hunter may be appointed a Magistrate for said district; which was referred to the Committee on Vacant Offices.

Mr. MEANS presented the petition of J. D. Coleman, N. H. Mobley and others, praying that compensation may be granted to Simeon Hill for injury done by a public road running through his land; which was referred to the Committee on Internal Improvements.

Mr. MAXWELL presented the return of the Commissioners of Free Schools for Pickens District, for the year 1845; which was referred to the Committee on Education.

Mr. A. H. CRAWFORD presented the Memorial of sundry inhabitants of Horry District, praying for an alteration of the law in regard to dower; which was referred to the Committee on the Judiciary.

Mr. J. G. W. DUNCAN presented the petition of the Independent Order of Odd Fellows, of Lodge No. 7, praying to be incorporated; which was referred to the Committee on Incorporations.

Mr. McCARTHY, presented the return of the Commissioners of Free Schools, for Prince Williams, for the year 1845; which was referred to the Committee on Education.

Mr. MIDDLETON presented the memorial of the Commissioners of Public Buildings for Georgetown District, asking paymont of the amount of a contract made in obedience to Resolutions of the General Assembly; which was referred to the Committee on Public Buildings.

Mr. BETHEA presented the petition of Michael Watson, praying compensation for boarding certain men in search of a murderer; which was referred to the Committee on Claims.

Mr. MEMMINGER presented the return of the Commissioners of Free Schools, for the Parishes of St. Phillip and St. Michael, for the year 1845; which was referred to the Committee on Education:

Also, the petition of the Ladies' Benevolent Society praying for the renewal of charter; which was referred to the Committee on Incorporations.

Mr. MEMMINGER submitted the presentment of the Grand Jury of Charleston district, for March Term, 1845;

So much as presents the practice of duelling, and recommends Legislation on that subject, was referred to a special Committee, of which the SPEAKER appointed the following gentlemen: Messrs. MEMMINGER, W. J. ALSTON, JAMISON, MIDDLETON and PERRIN:

So much as recommends a change of the time for holding the court in Charleston District, and so much as presents the practice of wearing concealed deadly weapons, and recommends an alteration of the license law, was referred to the Committee on the Judiciary.

The Senate then attended and joined the House in a ballot for Senator in the Congress of the United States.

Mr. O'Hanlon presented the account of Samuel Weir, for printing; which was referred to the Committee on Claims.

Mr. FOSTER presented the petition of the Clerk and Deacons of the Baptist Church at New Hope, Spartanburgh District, and

Mr. E. P. SMITH presented the petition of the Members and Deacons of the New Hope Baptist Church of Spartanburgh, praying to be incorporated; which were severally referred to the Committee on Incorporations.

Mr. SHINGLER presented the petition of Samuel Shuler, praying payment for work done on the State Road, which was referred to the Committee on Internal Improvements.

Mr. PRESSLY presented the petition of Priscilla Jessup, a free woman of color, praying the liberation of her husband and servant, which was referred to the Committee on Colored Population.

Mr. DeSAUSSURE presented the petition of Cyrus Morse, praying an alteration of a public Road in Richland District, which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BAUSKETT presented the petition of Sundry citizens of Lexington, Barnwell and Edgefield Districts, praying that Rocky Spring Creek be declared a navigable stream for rafting lumber, within the provisions of the Act of 1825; which was referred to the Committee on Internal Improvements.

Mr. SUMTER presented a communication from the State Reporter with a volume of Law and one of Equity Reports, which with the Reports was referred to the Committee on the Judiciary.

Mr. E. G. PALMER presented the return of the Commissioners of Free Schools for Fairfield, for the year 1845; which was referred to the Committee on Education.

Mr. ERVIN submitted the Presentment of the Grand jury, of Marlboro' District, for Spring Term, 1845; presenting the case of William Haisey, and recommending that State witnesses be paid; which was referred to the Committee on the Judiciary.

Mr. ERVIN, from the Committee on vacant offices, reported, that the following offices are vacant: Comptroller General, Treasurer of the Lower Division, Superintendent of Public Works, Adjutant and Inspector General Solicitor of the Eastern Circuit, State Reporter, Master in Equity for Charleston District, Register in Equity for Charleston District, Commissioners in Equity for the Districts of Beaufort, Cheraw, Darlington, Kershaw, Lancaster, Sumter, Marion, Anderson, Spartanburg and Orangeburgh; which Report was ordered for consideration to-morrow.

Mr. PERRIN, from the Committee on Privileges and Elections, made a Report on the communication of James A. Strobhart, and a Resolution of Instructions on the same subject; which was ordered for consideration to-morrow.

Mr. W. GILMORE SIMMS, from the Committee on Public Printing, made a Report on the transfer of the contract for the printing of this House, from A. H. Pemberton to A. G. Summer.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on so much of the Presentment of the Grand Jury, of Sumter District, as presents the laying-off private Roads and the making of Ditches; which were ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred:

A Bill to repeal an Act entitled "An Act to amend the Charter of the Bank of the State of South Carolina;" was referred to the Committee of Ways and Means.

A Bill to repeal the Law of 1819, concerning vacant lands, within ten miles of the Public Works; was referred to the Committee on Internal Improvements.

The House then proceeded to the consideration of the Governor's Message, No. 1, which had been made the special order of the day, for this day at 1 o'clock.

On motion of Mr. DeSAUSSURE,

Resolved, That so much thereof as relates to the Finances of the State, and, so much as relates to the Bank of the State, and to the purchase and cancellation of the Fire Loan Bonds, be referred to the Committee of Ways and Means.

That so much as relates to the Claims upon the General Government, for advances made in the late War with Great Britain, and for payments to Volunteers in the Florida Campaign; be referred to the Committee on the Military.

That so much as relates to the repairs and improvements in the Department of State, and Surveyor General, for the despatch of business and preservation of Public Records, be referred to the Committee on the Judiciary.

That so much as relates to the Tariff, to the Protest of the State of Massachusetts, and to documents transmitted by other States; be referred to the Committee on Federal Relations.

That so much as relates to the Military Department and the Military Academies, and to the cession of Fort Moultrie, and other sites in Charleston Harbor; be referred to Committee on the Military.

That so much as relates to the College, to Education and the establishment of the office of Superintendent of Education; be referred to the Committee on Education.

That so much as relates to Agriculture, and to the Agricultural or Geological survey; be referred to the Committee on Agriculture.

That so much as relates to manufactures, highways, turnpikes, rail roads, and river navigation, and the debt due by the Rail Road Company to the State, be referred to the Committee on Internal Improvements.

That so much as relates to the death of General Jackson, be referred to a Special Committee, of which the Speaker appointed the following gentlemen: Messrs. JAMES M. WALKER, HENRY, BROOKS, BEDON, and CHESNUT.

On motion of Mr. MEMMINGER, the use of this Hall was granted to the Biblo Society on Friday evening next.

The Speaker laid before the House the Report of the Comptroller-General, with the accompanying documents; which with the documents was referred to the Committee of Ways and Means.

Pursuant to notice and by leave of the House, Mr. BAUSKETT introduced a Bill to require the trial of slaves and free persons of color, charged with capital offences, to be had at the Court House of the district in which the offence is committed.

Pursuant to notice and by leave of the House, Mr. HUNT introduced a

Bill to incorporate the Ashley Manufacturing Company in the State of South-Carolina.

Pursuant to notice and by leave of the House, Mr. JAMES M. WALKER introduced a bill to incorporate the Graniteville Manufacturing Company:

Also, a Bill to authorize subscriptions in behalf of the State, to the capital stock of certain Rail Roads, and for other purposes; which Bills were severally read the first time and ordered to be read a second time to-morrow.

On motion of Mr. JOEL SMITH,

Resolved, That the use of this Hall be granted to the State Temperance Convention on Monday evening next.

Mr. AIKEN, from the Committee appointed to count the votes for a Senator in the Congress of the United States, reported that JOHN C. CALHOUN received one hundred and thirty-five votes, which was a majority of the votes cast.

Whereupon, the Speaker announced that JOHN C. CALHOUN is elected Senator in the Congress of the United States.

On motion of Mr. SIMONS,

Resolved, That the Committee on the Military be instructed to enquire and report upon the expediency of so amending the 7th section of the Act, entitled an Act to amend and explain the Militia Laws of this State, passed on 19th December, 1809, as to authorize and empower the Field Officers of the 4th Brigade to build a Military Hall.

Pursuant to notice and by leave of the House, Mr. READ introduced a Bill to alter the sittings of the Courts of Law in certain districts, within the Middle and Eastern Circuits; which was read the first time and ordered to be read a second time to-morrow.

Mr. J. M. WALKER presented the Account of the Charleston Mercury for printing; which was referred to the Committee on Claims.

Mr. WALLACE submitted a Resolution, authorizing and requesting the Governor to employ a fit person, to compile under his direction all the laws now of force in this State, in regard to the powers and duties of Magistrates, which was ordered for consideration to-morrow.

Mr. McCARTHY submitted the following Resolutions, which were made the Special Order of the day for Friday next, at 1 o'clock, P. M., and to be printed.

Resolved, That South-Carolina still adheres to her principles on the subject of Internal Improvements, and holds that the Federal Government has no right to make any appropriations in aid of rail roads, public high ways, canals, cleaning out rivers, or any other improvements within the limits of any State or States, or communicating from any one portion of the Union to another, unless plainly and absolutely necessary for the defence of the Union.

Resolved, That in the proceedings of the Memphis Convention, we regret to see much that is in violation of the foregoing principles.

Mr. MIDDLETON gave notice, that he will to-morrow ask leave to introduce a Bill to repeal the 41st section of an Act, entitled "An Act to incorporate certain Villages, Societies and Companies, and to renew and amend certain Charters heretofore granted, and to establish the principles on which Charters of Incorporation will hereafter be granted," passed on the 17th December, 1841.

On motion of Mr. PINCKNEY,

Ordered, That a Message be sent to the Senate, proposing to go into an election for the following Officers, consecutively in the order in which they are named, to-morrow, at half-past 12 o'clock:

Treasurer of the Lower Divison, Master and Register for Charleston District, and Commissioners in Equity for Spartanburg, Lancaster, Cheraw Sumter, Orangeburg, Marion and Kershaw.

On motion of Mr. MIDDLETON,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. PINCKNEY, the House adjourned at 43 minutes past 1 o'clock, P. M.

Thursday, November 27, 1845.

House of Representatives, Thursday, Nov. 27, 1845.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Additional Members—Mr. B. J. JOHNSON, from St. Helena; Mr. PAUL C. GRIMBALL, from St. John's, Colleton; Mr. PETER DELLA TORRE, from St. Phillip's and St. Michael's.

The Senate returned with their concurrence, a Resolution on the resignation of the Hon. Daniel E. Huger.

Mr. BLAKENEY presented the Petition of sundry citizens of Chesterfield District, praying that so much of the Law as prevents the practitioners of the Thompsonian system from collecting pay for their services, be repealed; which was referred to the Medical Committee.

Also, the Return of the Commissioners of Free Schools, for Chesterfield District, for the year 1845; which was referred to the Committee on Education.

Mr. BLAKENEY obtained leave to withdraw the Petition of John W. Leak presented at the last Session.

Mr. CANNON presented the Petition of sundry citizens of Spartanburg District, praying that the village of Spartanburg be not incorporated; which was referred to the Committee on Incorporations.

Mr. ZIMMERMAN presented the Petition of Martin Oaks, praying that his title to certain lands in Darlington District, purchased by him at Sheriff's sale may be confirmed; which was referred to the Committee on the Judiciary.

Mr. HOUGH presented the Petition of sundry citizens of Chesterfield District, praying that a New Road may be opened from the Waxsaw Road to intersect the Wadesboro' Road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HOLLAND presented the Account of Jonh W. Yarborough for Printing; which was referred to the Committee of Claims.

Mr. PORTER presented the petition of Andrew Milne, praying to be exempted from working on Newtown Cut, and

Mr. CARN presented the counter petition of the Commissioners of Newtown Cut, against the exemption of Andrew Milne from working on said

Cut; which were severally referred to the Committee on Roads, Bridges, and Ferries.

Mr. JOSEPH A. BLACK, presented the account of W. W. Purse, for work done in the Representatives Hall, and

Mr. WHALEY presented the petition of Dr. W. N. Clarkson, praying payment for services rendered as a Magistrate, which were severally referred to the Committee on Claims.

Mr. COOPER presented the petition of sundry citizens of Clarendon, praying a repeal of the law respecting Brigade Encampments, and

Mr. BEDON presented the petition of sundry Officers of the 18th Regiment, praying an alteration in the Encampment system; which were severally referred to the Committee on the Military.

Mr. BAUSKETT presented the petition of sundry citizens of Hamburg, praying to be incorporated as the Hamburg Fire Engine Company, and

Mr. HENRY presented the petition of Sundry citizens of the town of Spartanburg, praying an extension of their act of incorporation; which were severally referred to the Committee on Incorporations.

Mr. READ presented the return of the Commissioners of Free Schools, for Georgetown District, for the year 1845:

Mr. BULL presented the return of the Commissioners of Free Schools for St. Andrew's Parish, for the year 1845:

Also, the petition of the Town Council and sundry inhabitants of Moultrieville, praying for a fund to establish a Free School; which were severally referred to the Committee on Education.

Mr. BULL also presented the Petition of the St. Andrews Agricultural and Police Society, praying a re-charter, which was referred to the Committee on Incorporations.

Mr. E. P. SMITH, presented the petition of sundry citizens of Spartanburg, praying that the Act of 1844, authorizing the re-opening of an old road in Spartanburg district, be repealed, which was referred to the Committee on Roads, Bridges, and Ferries.

Mr. PRESSLY presented the petition of sundry citizens of Abbeville district, praying that James McCaslin may be appointed a magistrate for said district; which was referred to the Committee on Vacant offices.

Mr. SIMONS presented the report of the Secretary of State, on the condition of his office, which was referred to the Committee on the Judiciary.

Mr. WRIGHT presented the account of John Adams, sheriff of Lancaster, for serving writs of election on the managers, which was referred to the Committee on Claims.

Mr. WINGARD presented the counter petition of certain land holders and others, on Rocky Spring Creek, Lexington District, praying that said Creek may not be declared a navigable stream, which was referred to the Committee on Internal Improvements.

Mr. JOHNSON presented the return of the Commissioners of Free Schools, for St. Helena Parish, for the year 1845, and

Mr. DeSAUSSURE presented the return of the Commissioners of Free Schools for Richland District for the year 1845; which were severally referred to the Committee on Education.

Mr. AIKEN presented the Petition of William G. Rains, praying to be refunded a Tax twice paid; which was referred to the Committee of Ways and Means.

Mr. MANNING presented the return of the Commissioners of Free Schools for Clarendon, for 1845, and

Mr. MILLS presented the return of the Commissioners of Free Schools, for Chester District 1845; which were severally referred to the Committee on Education.

Mr. BARNES obtained leave to withdraw the petition of Leroy Secrest, presented at the last Session.

Mr. MEMMINGER presented the petition of D. N. Ingraham, praying to be refunded a double tax, which was referred to the Committee of Ways and Means.

On motion of Mr. MEMMINGER, *Ordered*, That the Report of the Comptroller General with the accompanying documents be printed.

Mr. WALLACE presented the memorial of the people of Union, praying that Tyger River be made navigable to Murphy's Mills, which was referred to the Committee on Internal Improvements.

The following Message was received from the Senate:

IN THE SENATE, November 27, 1845.

Mr. Speaker and Gentlemen of the House of Representatives:

Senate concurs in so much of your Message as proposes to go into an election for the following officers, to wit: Treasurer of the Lower Division, Master in Equity for Charleston District, Register in Equity, for Charleston District, to-day at half past 12 o'clock.

Senate proposes to your House to ballot for Commissioners in Equity, for Beaufort, Darlington, and Anderson Districts, in addition to the Commissioners in Equity proposed by your message, to be elected immediately after the foregoing election for Register in Equity for Charleston District.

By order of the Senate,

ANGUS PATTERSON, President.

So much of said Message as proposes to ballot for Commissioners in Equity for Beaufort, Darlington, and Anderson Districts, was ordered *to lie on the table.*

Mr. MIDDLETON from the Committee on Internal Improvements, made Reports,

On the Petition of citizens of Richland and Fairfield Districts praying for the removal of fish sluices; and

On a Resolution as to the expediency of passing free of Toll, wagons going for or returning with corn, during 1846, through the Saluda Mountain gate; which were ordered for consideration to-morrow.

Mr HOLLAND submitted sundry Resolutions, providing for the election of an additional law Judge, and increasing the number of the Law Circuits—prescribing the duties of Judges in their charges to juries, and directing the form of oaths to be administered to petit juries; which were ordered for consideration to-morrow.

The Senate then attended and joined the House in a ballot for Treasurer of the Lower Division.

Pursuant to notice and by leave of the House Mr. PORTER introduced a Bill to incorporate the Belvidere Manufacturing Company, in the State of

South Carolina; which was read the first time and ordered to be read a second time to-morrow.

Pursuant to notice and by leave of the House, Mr. MIDDLETON introduced a Bill to repeal the 41st Section of an Act, entitled "An Act to incorporate certain Villages, Societies and Companies, and to renew and amend certain Charters heretofore granted, and to establish the principles on which charters of incorporation will hereafter be granted," passed on the 17th of December, 1841; which was read the first time and ordered to be read a second time to-morrow.

Mr. HAIGLER gave notice that he will ask leave to-morrow to introduce a Bill concerning the appointment of Commissioners of Roads and Cuts.

Mr. MORDECAI introduced the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be referred to the Committee of Ways and Means, to enquire and report on the expediency of authorizing the Comptroller General to sell the Shares in the Capital Stock of the Louisville, Cincinnati and Charleston Rail Road Company, and South Western Rail Road Bank, now held in the name of the State of South Carolina, whenever the par value can be obtained for the same.

Mr. TANDY WALKER submitted the following Resolution, which was considered immediately and agreed to:

Resolved, That the Committee of Ways and Means be instructed to inquire into the propriety of transferring the Agency for the Sale of the Public Lots, in the Town of Columbia, to the Intendant and Wardens of the said Town, and their successors in office; and that they have leave to report by Bill or otherwise.

Pursuant to notice, and by leave of the House, Mr. ORR introduced a Bill to alter and amend the 8th Section of an Act entitled "An Act to establish a Court of Equity within this State," passed the 19th day of February 1791.

The Senate then attended and joined the House in a ballot for Master in Equity, and a Register in Equity for Charleston District.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 27, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into an election for Commissioners in Equity for the Districts of Spartanburg, Lancaster, Cheraw, Sumter, Orangeburg, Marion and Kershaw immediately after the election r Master and Register in Equity, for Charleston District.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. BARNES, from the Committee appointed to count the votes given for Treasurer of the Lower Division, reported that J. D. Yates received 145 votes, whereupon the Speaker announced that J. D. Yates is elected Treasurer of the Lower Division.

Mr. ZIMMERMAN gave notice that he will to-morrow ask leave to introduce a Bill to alter and amend the second Section of an Act, entitled "An Act to provide for the election of Tax Collectors by the people," passed the 21st December, 1836.

The Senate then attended and joined the House in a ballot for Commissioners in Equity for the Districts of Spartanburg, Lancaster, Cheraw, Sumter, Orangeburgh, Marion and Kershaw.

Mr. BEDON, from the Committee appointed to count the vote given for Master and Register in Equity for Charleston District reported, that J. W. Gray received 128 votes for Master, and that Thomas J. Gantt received 128 votes for Register; whereupon the Speaker announced J. W. Gray is elected Master and that Thomas J. Gantt is elected Register in Equity for Charleston District.

On motion of Mr, J. H. KING,

Resolved, That it be referred to the Committee on Roads, Bridges and Ferries to enquire into and report upon the propriety of fixing the rate of Toll for single Horse Wagons, Buggies and Barouches at the same rates now allowed by law for Chairs, Gigs and Sulkeys, with leave to report by Bill.

On motion of Mr. CANNON,

Resolved, That it be referred to the Committee on the Military, to enquire and report on the expediency of requiring all Managers of election for Military Officers, to count the votes at the election ground immediately after the Polls are closed in presence of the Electors, and make their return accordingly.

Mr. BAUSKETT presented the Account of Key & Wray for Public Printing, which was referred to the Committee on Claims.

Mr. BAUSKETT gave notice that he will ask leave to morrow to introduce a Bill to establish the office, prescribe the duties, and fix the salary of the State Reporter.

The SPEAKER laid before the House a communication from Whitemarsh B. Seabrook, President of the State Agricultural Society of South-Carolina, asking an annual appropriation of five hundred dollars for two or three years, to aid said Society in the publication of their proceedings, and for furnishing such prizes as may be awarded at their Anniversary meetings; which was referred to the Committee on Agriculture.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred:

A Bill to require the trial of slaves and free persons of color, charged with capital offences, to be had at the Court House of the district in which the offence is committed; and

A Bill to alter the sittings of the Courts of Law, in certain districts within the Middle and Eastern Circuits; were referred to the Committee on the Judiciary.

A Bill to incorporate the Ashley Manufacturing Company of South-Carolina; and

A Bill to incorporate the Graniteville Manufacturing Company; were referred to the Committee on Incorporations.

A Bill to authorize subscriptions in behalf of the State, to the capital stock of certain Rail Roads, and for other purposes; was referred to the Committee of Ways and Means.

A Resolution submitted yesterday by Mr. WALLACE, authorizing and requesting the Governor to employ some fit and competent person, to compile

under his direction, all the laws now of force in this State, in regard to the powers and duties of Magistrates; was referred to the Committee on District Offices and Officers.

The House considered and agreed to the following Report:

The Committee on Privileges and Elections, to whom was referred the communication of Mr. JAMES A. STROBHART, with a resolution of instructions to enquire and report whether the said JAMES A. STROBHART has or has not vacated his seat, as a Member of this House, beg leave to submit the following

REPORT.

The Committee have given to the subject referred to them that consideration which in their opinion its importance required. The Committee do not consider the letter of Mr. STROBHART a resignation of his seat, even if he had the right to resign, of which there appears to be some doubts. The seat of Mr. STROBHART is not contested. The roll of Members and the letter itself, furnish evidence that Mr. STROBHART was qualified at the time he took his seat. The only point of view then, in which any doubt can arise, is whether his seat has been vacated by circumstances, or changes in his property, which have transpired since he took his seat. The point of time to which the Constitution refers for the property qualification of its Members, your Committee think, is the time when the Member offers to take his seat. It is then, that the oath is administered to him, and he is required to swear that he is then duly qualified. But, if it is construed to apply to the time of election, still it cannot effect the present case. Your Committee cannot believe that a Member duly qualified, and who has taken his seat, can be deprived of his seat or membership by misfortune, loss of property, or depreciation of it, during the time for which he may have been elected, or that such was the intention of the framers of the Constitution.

The Committee appreciate very highly the sentiments expressed by Mr. STROBHART in his letter, and which have led him to submit this matter to the Legislature; and it is with pleasure that they come to the conclusion, by a unanimous vote, to recommend the adoption of the following Resolution:

Resolved, That the seat of Mr. JAMES A. STROBHART is not vacated; but that it his privilege to occupy it.

The following Report was considered and agreed to:

The Committee on the printing of the House of Representatives, to whom was referred the communication of A. H. Pemberton, announcing his transfer to A. G. Summer, of the entire business of the office of the South-Carolinian newspaper, and with it his contract with the House of Representatives for the public printing during the remainder of the term, beg leave to Report: That satisfied with the ability of A. G. Summer to fulfil the terms of the contract, as stipulated with the said A. H. Pemberton, they recommend to this House to confirm the transfer of the contract for the public printing of that Body, from the latter to the former person.

The House considered and agreed to the Report of the Committee on Roads, Bridges and Ferries, on so much of the Presentment of the Grand Jury of Sumter, respecting laying off of private roads and making ditches.

The Report of the Committee on Vacant Offices, submitted to the House yesterday, was ordered *lie on the table.*

Mr. HUNT, from the Special Committee, to whom had been referred certain Resolutions, proposing alterations to the Rules of this House, made a Report, which was ordered for consideration to-morrow.

Mr. HUNT gave notice, that he will move to-morrow to alter and amend the 47th and 53rd Rules of this House.

Mr. NORTHROP submitted the following Resolutions, which were made the Special Order for to-morrow, at 1 o'clock, P. M., and to be printed:

Resolved, That the Constitution of the United States, is a compact between the people of the different States with each other, as separate, independent sovereignties. That the Federal Government, is one of limited powers, and that the exercise of any power by the Congress of the United States, not expressly granted by the Constitution, is usurpation.

That Congress has no power to construct roads and canals, or clear out navigable rivers in any of the States of this Union, for the purposes of internal improvement, with or without the assent of the States in whose limits those internal improvements are made; the authority of Congress extending no farther than to enact "the necessary and proper laws,"—to carry into execution their enumerated powers.

That the Public Lands belonging to the United States, are a common fund, to be disposed of for the benefit of the Confederacy, as the settlement of the same may progress; and that the ownership of those lands by the General Government, as a trust under the Constitution, does not authorize any appropriations from the National Treasury by Congress, to rail roads or other works of internal improvements.

On motion of Mr. JOSEPH A. BLACK,

Resolved, That the Committee on Privileges and Elections be instructed to enquire and report as to the expediency of introducing a Bill, regulating the election of Electors of President and Vice President of the United States by the people.

On motion of Mr. W. GILMORE SIMMS,

Resolved, That the Committee on Federal Relations, be instructed to enquire and report what action, if any be necessary, to be had at the present sitting of the Legislature, in reference to an Act of Congress, passed on the 23rd of January, 1845, entitled "An Act to establish a uniform time for holding elections for Electors of President and Vice President in all the States of the Union.

On motion of Mr. McCARTHY,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. BROWN, the House adjourned at 12 minutes past 2 o'clock, P. M.

Friday, November 28, 1845.

At the hour to which the House was adjourned the Clerk called the Roll when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. WATSON presented the Petiton of Abraham Vansant and Abraham Chapman and others, praying an Act to Incorporate Good Hope Church, in Edgefield District; which was referred to the Committee on Incorporations.

On motion of Mr. HENRY, a Message was ordered to be sent to the

Senate, proposing to go into an election this day, at 1 o'clock, for Commissioners in Equity, for Beaufort, Anderson and Darlington.

Mr. McCARTHY presented the return of the Commissioners of Free Schools, for St. Luke's Parish, for the year 1845; which was referred to the Committee on Education:

Also, the Petition of the Hilton Head Beat Company, praying to be exempt from certain portions of Militia duty; which was referred to the Committee on the Military.

Mr. HERBERT presented the Petition of sundry Citizens of Newberry District, praying that a new Road be opened from Abner Reeder's to the ninety-six Road, near Dr. Charles Gary's; and

Mr. J. H. KING presented the memorial of Jesse Maybin, for a re-charter of his Bridge over Enoree River;

Also, the Protest of Ann B. Wadlington, against closing the Road from Maybin's Bridge to Micajah Suber's;

Also, the Petition of sundry Citizens of Newberry District, praying a re-charter of Maybin's Bridge over Enoree River;

Also, the counter Petition of Abner Pitts and T. W. Dalrymple, against opening a certain Road in Newberry District; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. SEYMOUR presented the Petition of Mary M. Hatch, praying to bo placed on the Pension roll; which was referred to the Committee on Pensons.

Mr. BECKHAM presented the Petition of sundry Citizens of Chester District, praying the opening of a new Road in said District; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PRESSLY presented the Petition of sundry Citizens of Abbeville, praying that certain Magistrates in said District may not be re-appointed; which was referred to the Committee on Vacant Offices.

Mr. JOHNSON presented the Petition of the Town Council of Beaufort, praying a re-enactment of their Act of Incorporation; which was referred to the Committee on Incorporations.

Mr. BEDON presented the return of the Commissioners of Free Schools, for St. George's Dorchester, for the year 1845; which was referred to the Committee on Education.

Mr. COOPER presented the Petition of the Eastern Board of Commissioners, for Clarendon, praying an alteration in the Law in relation to Millers and for other purposes; which was referred to the Committee on the Judiciary.

Mr. C. J. CRAWFORD presented the return of the Commissioners of Free Schools, for Marion District, for the year 1845; which was referred to the Committee on Education.

Mr. READ presented the Petition of the Officers and Members of the Washington Greys, praying for a Charter and for other purposes; which was referred to the Committee on the Military.

The following Message was received from the Senate and ordered *to lie on the Table:*

IN THE SENATE, November 28, 1845.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a ballot for Commissioners

in Equity, for the Districts of Beaufort, Darlington and Anderson, to-day at 1 o'clock.

By order of the Senate,
ANGUS PATTERSON, President

Mr. BAUSKETT presented the Petition of the Town Council of Edgefield, praying an amendment of their Charter; which was referred to the Committee on Incorporations.

Mr. HARDIN presented the Petition of sundry citizens of York District, praying the amendment of the Medical Law of 1817, so as to authorize the Thomsonian practitioners to charge for their services; which was referred to the Medical Committee.

Also, the Petition of Robert Neilson, Constable, for services rendered the State in conducting a prisioner from one district to another, which was referred to the Committee on Claims.

Mr. MILLS presented the account of the Surveyor General for copying records for Superintendent of Public Works, which was referred to the Committee on Internal Improvements.

Also, the Petition of James McDaniel, administrator of Elizabeth McDaniel, praying payment of arrearages of pension; which was referred to the Committee on Pensions.

Mr. GEIGER presented the Petition of the Pastors and Elders of Salem Church in Lexington District, praying for incorporation; which was referred to the Committee on Incorporations.

Message No. 2 was received from His Excellency the Governor.,

So much as relates to the Geological Survey of the State; was referred to the Committee on Agriculture.

So much as extends an invitation to the General Assembly to attend the College Commencement, together with the Report of the College Treasurer; was referred to the Committee on Education.

So much as relates to the Executive accounts, with the accounts, was referred to a special Committee, of which the Speaker appointed Messrs. CAREW, HENRY and WALLACE.

Mr. J. G. W. DUNCAN presented the account of Dr. J. E. Bignon for post mortem examination.

Also, the account of Dr. J. O. Hagood, for services rendered to a transient pauper lunatic.

Also, the account of Joseph W. Duncan, for services rendered in the examination of a non-resident pauper lunatic, under orders from magistrates.

Also, the account of Dr. L. C. Duncan for post mortem examination.

Also, the account of Dr. W. S. Johnson for a post mortem examination; and

Also, the account of Dr. J. W. Tarrant for a post mortem examination; which were severally referred to the Medical Committee.

Mr. SHINGLER presented the Report of the Vestry of St. James' Goose Creek, on the Ludlam School Fund; which was referred to the Committee on Education.

The following message was received from the Senate:

IN THE SENATE, November 28, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House to go into an election for

Commissioners in Equity for the Districts of Beaufort, Darlington and Anderson, to-day at 1 o'clock.

By order of the Senate.

ANGUS PATTERSON, President.

Mr. W. J. ALSTON, from the Committee on Public Buildings, made a report on the memorial of the Commissioners of Public Buildings for Georgetown District, asking payment of an amount of contract made in obedience to resolutions of the General Assembly; and,

Mr. HERNDON from the Committee on Claims, made Reports, on the account of John W. Yarborough for public printing,

On the account of Key & Wray for public printing.

On the account of James Cochran for public printing.

On the petition of Micheal Watson, praying compensation for boarding certain men in search of a murderer.

On the account of John A. Stuart, Editor of the Mercury for Public printing; which were severally ordered for consideration to-morrow.

Pursuant to notice and by leave of the House, Mr. HAIGLER introduced a Bill concerning the appointment of Commissioners of Roads and Cuts, which was read the first time and ordered to be read a second time to-morrow.

Pursuant to notice and by leave of the House, Mr. BAUSKETT introduced a Bill to establish the Office, prescribe the duties and fix the salary of State Reporter; which was read the first time and ordered to be read a second time to-morrow.

Pursuant to notice and by leave of the House, Mr. ZIMMERMAN introduced a Bill to alter and amend the second Section of an Act entitled "an Act to provide for the election of Tax Collectors by the people," passed the 21st December, 1833; which was read the first time and ordered to be read a second time to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, to whom had been referred a resolution of instruction as to the propriety of fixing the rate of toll of single horse wagons, buggies and barouches, reported a Bill to regulate the tolls on single horse carriages; which was read the first time and ordered to be read a second time to-morrow.

The following message was received from the Senate, which was ordered *to lie on the table:*

IN THE SENATE, Nov. 28, 1845.

Mr. Speaker and Gentlemen:

Senate has referred the Report of the Trustees of the Beaufort College, to a special Committee, consisting of the delegation from Beaufort District in the Senate, and respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate on this subject.

By order of the Senate.

ANGUS PATTERSON, *President.*

Mr. WILLIAM C. BLACK, from the Committee appointed to count the ballots cast for Commissioners in Equity, reported, that D. S. Harllee re-

ceived 148 votes for Commissioner in Equity for Cheraw; that J. B. Kershaw received 149 votes for Commissioner in Equity for Kershaw District; that J. H. Witherspoon received 149 votes for Commissioner in Equity for Lancaster; that John B. Miller received 149 votes for Commissioner in Eqiuty for Sumter· that V. D. V. Jamison received 148 votes for Commisssion er in Equity for Orangeburg; that R. B. Boylston received 82 votes for Commissioner in Equity for Marion; and that T. O. P. Vernon received 122 votes for Commissioner in Equity for Spartanburg, which was a majority of all the ballots cast; whereupon the Speaker announced, that D. S. Harllee, J. B. Kershaw, James H. Witherspoon, John B. Miller, V. D. V. Jamison, R. B. Boylston and T. O. P. Vernon, were elected Commissioners in Equity for the Districts named respectively

On motion of Mr. JOSEPH A. BLACK, ordered that a message be sent to the Senate proposing to go into an election for Solicitor of the Eastern Circuit immediately after the election for Commissioners in Equity.

Mr. MEMMINGER gave notice, that to-morrow he will ask leave to introduce a Bill to abolish the punishment of death in cases of forgery and counterfeiting;

Also, a Bill to amemd the practice in the Court of Chancery.

Mr. MEMMINGER, from the Committee of Ways and Means made Reports:

On the abstract of the expenditures by the City Council of Charleston for the transient poor.

On the Petition of Hiram Floyd.

On the Petition of D. N. Ingraham.

On the Return of the of the Commissioners of the Poor for Georgetown in respect to the transient poor fund; and

The presentment of the Grand Jury of the same district on the misapplication of the poor fund; and

On a Bill to repeal an Act. entitled "An Act to amend the Charter of the Bank of the State of South-Carolina; which reports were severally ordered for consideration to-morrow.

Mr. HUNT, from the Committee on the Judiciary, made a Report,

On sundry Presentments, on the subject of carrying concealed weapons; and

On a Bill to alter the sittings of the Courts of Law, in certain districts within the Middle and Eastern Circuits; which were ordered for consideration to-morrow.

On motion of Mr. HUNT, the Committee on the Judiciary was discharged from the further consideration of the Petition of G. Wagener, H. Caminade, and others, praying the repeal of the law which prevents non-commissioned officers and privates of the City Guard of Charleston, from voting at the election for Mayor and Aldermen, and the same was referred to the Charleston Delegation.

The Senate then attended, and joined the House in a ballot for Commissioners in Equity, for the districts of Beaufort, Darlington and Anderson.

The following Message was received from the Senate:

IN THE SENATE, November 28, 1845.

Mr. Speaker and Gentlemen.

Senate concurs in the proposal of your House, to go into an election for

Solicitor of the Eastern Circuit, immediately after the election of Commissioners in Equity for the districts of Beaufort, Darlington and Anderson.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. TORRE gave notice, that to-morrow he will ask leave to introduce a Bill to prevent the Professors of the South-Carolina College from leaving the State during their term of office, except in certain cases.

Mr. FAIR gave notice, that to-morrow he will ask leave to introduce a Bill to alter the law in relation to the liability of sureties on prison bounds bonds.

Mr. W. GILMORE SIMMS presented the Petition of Prescott Bush, praying to be paid his Pension through his Attorney; which was referred to the Committee on Pensions.

On motion of Mr. W. GILMORE SIMMS,

Resolved, That the Committee on Privileges and Elections, be instructed to enquire into the expediency of establishing a new election precinct at Silverton, Barnwell District.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred:

A Bill to incorporate the Belvidere Manufacturing Company, in the State of South-Carolina; and

A Bill to repeal the 41st section of an Act, entitled "An Act to incorporate certain Villages, Societies and Companies, and to renew and amend certain Charters heretofore granted, and to establish the principles on which charters of Incorporation will hereafter be granted," passed 17th December, 1841; were referred to the Committee on Incorporations.

A Bill to alter and amend the 8th section of an Act, entitled "An Act to establish a Court of Equity within this State," passed the 19th of February, 1791; was referred to the Committee on the Judiciary.

The House considered and agreed to the Report of the Committee on Internal Improvements, on the Petition of sundry citizens of Richland and Fairfield districts, praying for the removal of obstructions to fish sluices.

On motion of Mr. MIDDLETON, the report of the same Committee on a Resolution, directing an inquiry into the expediency of passing free of toll, wagons going for and returning with corn, during 1846, through the Saluda Mountain Turnpike gate; was recommitted to the same Committee.

Resolutions submitted yesterday by Mr. HOLLAND, providing for the election of an additional law Judge, and for an increase of the Law Circuits, respecting the charges given by the Judges, to Juries, and prescribing the form of oaths to be administered to petit juries; was referred to the Committee on the Judiciary.

A Resolution submitted yesterday by Mr. MORDECAI, instructing the Committee of Ways and Means to enquire and report on the expediency of selling the shares in the Rail Road Company and South Western Rail Road Bank, was considered and agreed to.

The House considered and agreed to the following report:

The Committee, consisting of the Chairmen of the Standing Committees of

this House, to whom were referred sundry Resolutions, touching the order of business, report:

That in their opinion it will contribute to the expedition of the business of the House, if Bills were referred on their first reading to the appropriate Committee, and they recommend that the Rule of the House be altered accordingly.

They also think it expedient that the Standing Committees be authorized to cause such Bills as in their opinion required peculiar investigation, to be printed, and a sufficient number of copies to be furnished for the use of the Committee, and the residue to be retained for distribution after the Bill is reported.

They also think it expedient that all reports of Standing Committees should be printed on paper of a uniform size for the convenience of preservation and reference, and they report the following resolutions:

1. That the 47th Rule of this House be changed so as to read as follows: 'When a Bill has been read a first time it shall be referred to some Committee. unless the House unanimously agree, without debate, to dispense with a reference.

2. *Resolved*, That the 53rd Rule of this House be modified, by adding the following clause: All standing Committees of this House may direct the Bills referred to them to be printed, and copies sufficient for the use of the Committee be furnished to the Committee, the remaining copies to be distributed after the Bill is reported.

3. *Resolved*, That the Printer of this House shall cause all reports of Committees ordered to be printed, to be printed on paper of an uniform size, for the convenience of being bound together for preservation.

Agreeably to notice given yesterday by Mr. HUNT, and on his motion, the 47th and 53rd Rules of this House were altered and amended conformably to the recommendations of the above report, by a vote of two-thirds of the members present.

The Senate then attended and joined the House in a ballot for Solicitor of the Eastern Circuit.

On motion of Mr. McCARTHY, sundry Resolutions submitted by him on Wednesday last, and by Mr. NORTHROP yesterday, respecting the appropriations by Congress for Internal Improvements, which had been made the Special Order of the day, for this day, at 1 o'clock, were called for consideration, and after some time spent in the discussion thereof—

On motion of Mr. PERRIN the further consideration of said Resolutions was postponed to the first day of January next.

Yeas 77—Nays 35.

The Yeas and Nays were requested and are as follows:

Those who voted in the affirmative, are

Messrs, Aiken,	Messrs. Haigler,	Messrs. E. G. Palmer,
W. J. Alston,	Hardee,	P. P. Palmer,
Barnes,	Hardin,	Perrin,
Beckham,	E. Harleston,	Phillips,
Bedon,	J. Harleston,	Pope,
Bethea,	Herbert,	Pressly,
Brooks,	Holland,	Read,
Brown,	Hough,	Seymour,
Broyles,	Irby,	Shingler,
Bull,	Johnson,	D.Thomp.Simms

Messrs. Calhoun,	Messrs. Giles,	Messrs. H. Smith,
Cannon,	Legare,	Joel Smith,
Chesnut,	Littlejohn,	Stephens,
Cooper,	Lucas,	Strobhart,
C. J. Crawford,	McCully,	Sumter,
A. H. Crawford,	McMichael,	Torre,
P. E. Duncan,	Maxwell,	Traylor,
Ellerbe,	Mayes,	Tandy Walker,
English,	Means,	Wallace,
Fair,	Miller,	Ware,
Foster,	Mills,	Watson,
Fraser,	Moody,	Chas. Williams,
Gary,	Mordecai,	Wingard,
Geddes,	Noble,	Yates, and
Geiger,	O'Hanlon,	Zimmerman.
Gibbs,	Orr,	

Those who voted in the negative, are the
Hon. William F. Colcock, Speaker, and

Messrs. Bauskett,	Messrs. Herndon,	Messrs. Poyas,
J. A. Black,	Hunt,	W. G. Simms,
Carew,	Jamison,	Simons,
Carn,	H. S. King,	E. P. Smith,
Chandler,	McCarthy,	Snowden,
DeSaussure,	Manning,	J. M. Walker,
Dickinson,	Memminger,	Whaley,
J. G.W.Duncan,	Middleton,	G. W. Williams,
Ervin,	Northrop,	Wilson,and
Grimball,	Oswald,	Wright.
Harley,	Pinckney,	
Henry,	Porter,	

Mr. CALHOUN, from the Committee appointed to count the ballots cast for Commissioners in Equity for the Districts of Beaufort, Anderson and Darlington, reported, that R. J. Davant, received 84 votes; A. O. Norris, received 135 votes; and E. A. Law, received 127 votes, which was a majority of all the votes cast; whereupon the Speaker announced that R. J. Davant is elected Commissioner in Equity, for Beaufort District; A. O. Norris, is elected Commissioner in Equity, for Anderson District, and that E. A. Law is elected Commissioner in Equity, for Darlington District.

Mr. CARN, from the Committee appointed to count the ballots cast for Solicitor of the Eastern Circuit reported that Alexander M. M'Iver, received 111 votes, which was a majority of the ballots cast; whereupon the Spaker announced that Alexander M. M'Iver is elected Solicitor of the Eastern Circuit.

On motion of Mr. J. G. W. DUNCAN, Ordered that when this House adjourns, it shall be adjourned to meet at 12 o'clock M. to-morrow.

On motion of Mr. CANNON, the House adjourned at 47 minutes past 2 o'clock, P. M.

Saturday, November 29, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Member.—Mr. WILLIAM BURROWS, from Williamsburg.

On motion of Mr. READ, leave of abbsence was granted to Mr. P. W. FRASER, for the remainder of the Session, on account of the indisposition of a member of his family.

Mr. HAIGLER presented the Return of the Commissioners of Free Schools, for St. Matthew's Parish, for 1845; which was referred to the Committee on Education.

Mr. JOEL SMITH presented the Accounts of Dr. John Holland, for a *post mortem* examination; which was referred to the Medical Committee.

Mr. JOEL SMITH presented the Petition of sundry citizens of Abbeville, Laurens, Newberry and Edgefield districts, praying that the rates of ferriage at the Island Ford be reduced; and

Mr. JOSEPH A. BLACK, presented the Petition of William Higgins, and sundry citizens of Richland district, praying for a Charter of a Ferry across the Wateree River, at Ancrum's Ferry; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. J. H. KING presented the Petition of sundry citizens of Newberry district, in regard to the Thompsonian practice of Medicine; and

Mr. MANNING presented the Petition of sundry citizens of Clarendon, praying the amendment or repeal of the law, preventing Thompsonian Practitioners from collecting their accounts by law for Medical services; which were severally referred to the Medical Committee.

Mr. MANNING also presented the Petition of sundry citizens of Clarendon, praying the abolishment of Brigade Encampments; which was referred to the Committee on the Military.

Mr. GEDDES presented the Petition of Thomas Fleming, Administrator of A. Y. Walton, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. J. G. W. DUNCAN presented the Petition of sundry citizens of Barnwell district, praying for the undrawn balance of an appropriation in 1837, for making Saltcatcher River navigable; which was referred to the Committee on Internal Improvements.

Mr. PORTER presented the Account of H. F. and G. E. Strohecker, against the Citadel and Magazine at Charleston; which was referred to the Committee on Claims.

Mr. McCULLY presented the Petition of sundry citizens of Chester district, praying the appointment of W. M. Giles, as a Magistrate for said district; and

Mr. BAUSKETT presented the Petition of sundry citizens of Edgefield district, praying the appointment of a Magistrate; which was referred to the Committee on Vacant Offices.

Mr. MAYES presented the Petition of sundry citizens of Sumter district, praying an increase of the jurisdiction of Ordinarys, in the division of real and personal property and the appointment of guardians; which was referred to the Committee on the Judiciary.

Mr. FAIR presented the Petition of M. Suber, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. LEGARE presented the Return of the Commissioners of Free Schools for Christ Church, for 1845; which was referred to the Committee on Education:

Also, the Memorial of the Intendant and Wardens of the Town of Mount Pleasant, praying an amendment of Charter, and for further powers therein set forth; which was referred to the Committee on Incorporations.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on the Petition of Samuel Shuler, praying payment for work done on the State Road; which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the same Committee, to whom had been re-committed the report of the same Committee on a resolution directing them to enquire into the expediency of permitting corn wagons to pass Saluda Mountain Turnpike gate, toll free, during the year 1846, reported a Bill to exempt certain wagons from toll during the year 1846; which was read the first time and ordered to be read the second time on Monday next.

On motion of Mr. MIDDLETON, the Committee on Internal Improvements was discharged from the further consideration of the petition of J. D. Coleman, N. H. Mobley and others, and the same was referred to the Committee on Roads, Bridges and Ferries.

Mr. HERNDON, from the Committee on Claims made reports:

On the petition of Dr. W. N. Clarkson, and

On the account of W. F. Durisoe; which were ordered for consideration on Monday next.

Mr. NORTHROP, from the Committee on Education, to whom had been referred so much of the Governor's Message No. 2 as extends an invitation to attend the commencement of the South Carolina College, made a report which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence.

Mr. IRBY, from the Committee on Pensions made reports:

On the petition of Mrs. Reson H. Hearn, and

On the petition of Edy Red, widow of Job Red; which were ordered for consideration on Monday next.

Mr. MEMMINGER, from the Special Committee to whom had been referred so much of the presentment of the Grand Jury of Charlesten as relates to duelling, reported a Bill to amend the Constitution of the State in relation to duelling; which was read the first time and ordered to be read a second time on Monday next.

Mr. McCARTHY, from the Committee on the Judiciary to whom had been referred the presentment of the Grand Jury of Colleton district, recommending the closing of the Land Office, reported a Bill to close the Land Office; which was read the first time and ordered to be read a second time on Monday next.

Mr. HUNT, from the Committee on the Judiciary to whom had been referred a Bill to require the trial of slaves and free persons of color charged with capital offences, to be had at the Court House of the district in which the offence is committed, made a report; which was ordered for consideration on Monday next.

Mr. HUNT, from the same Committee, to whom had been referred the

presentment of the Grand Jury of Kershaw, on the exercise of the pardoning power by the Executive, made a report which was ordered for consideration on Monday next, and to be printed.

On motion of Mr. HUNT, the Committee on the Judiciary was discharged from the consideration of the petition of Mary Shuler, and the petition of James Adkins; and the same were referred to the Committee on Internal Improvements.

Mr. E. G. PALMER presented the petition of Thomas Nickey, praying for the re-opening of an old road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. J. H. KING presented the petition of sundry citizens of Newberry district, praying the appointment of a Magistrate, which was referred to the Committee on Vacant Offices.

Mr. AIKEN present the petition of Joseph F. Arledge, praying that the petition of Thomas Nickolds may not be granted in relation to opening a new road in Fairfield district; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WINGARD presented the petition of sundry persons styling themselves the Pastor, elders and congregation of Salem church in Lexington district, praying that said church may not be incorporated; which was referred to the Committee on Incorporations.

Mr. HERNDON submitted the following Resolution, which was ordered for consideration on Monday next:

Whereas the emergency which gave rise to the Bank of the State of South Carolina, has long since passed by, and the reasons assigned for its establishment have ceased to exist: and whereas, the existence of such an institution has been, and now is deemed by many of the people of this State of doubtful policy:

Be it therefore Resolved, By this Legislature, that it is inexpedient to continue the said institution after its present charter shall have expired, which will be in 1856.

On motion of Mr. MEMMINGER,

Ordered, that the use of this Hall be granted to the Convention for the due observance of the Sabbath, on Thursday evening next.

Mr. BROOKS gave notice that he will ask leave on Monday next, to introduce a Bill to authorize the extension of time given to carry into effect an Act entitled An Act to authorize the formation of the Edgefield Rail Road Company, and for other purposes.

The following Message was received from the Senate, in which the House refused to concur:

IN THE SENATE, November 29, 1845.

Mr. Speaker and Gentlemen:

Senate has referred the Report of the Trustees of the Beaufort College, which is herewith transmitted, to a special Committee, consisting of the delegation from Beaufort District in the Senate, and respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate on this subject.

By order of the Senate.

ANGUS PATTERSON, *President.*

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to the following Reports and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the account of John W. Yarborough for public printing:

On the account of Key & Wray for public printing:

On the account of James Cochran for public printing and

On the account of John A. Stuart, (Editor of the Mercury.)

Reports of the Committee of Ways and Means,

On the abstract of expenditures by the city of Charleston for transient poor:

On the Petition of Hiram Floyd and

On the Return of the Commissioners of the Poor for Georgetown in relation to the transient poor fund, and on the Presentment of the Grand Jury of the same District in relation to the accounts of the Commissioners, and

The Report of the Committee on Public Buildings,

On the Memorial of the Commissioners of Public Buildings for Georgetown District.

The House considered and agreed to the following unfavorable Reports:

The Report of the Committee on the Judiciary,

On sundry Presentments, in relation to the carrying of concealed weapons:

Report of the Committee on Claims,

On the Petition of Michael Watson, and the

Report of the Committee of Ways and Means,

On the Petition of D. N. Ingraham.

The following Bills were read by their titles and referred:

A Bill concerning the appointment of Commissioners of Roads and Cuts; was referred to the Committee on Internal Improvements.

A Bill to establish the office, prescribe the duties and fix the salary of State Reporter, was referred to the Committee on the Judiciary.

A Bill to alter and amend the second section of an Act entitled "An Act to provide for the election of Tax Collectors by the people," passed 21st day of December, 1836; was referred to the Committee on District offices and officers.

A Bill to repeal an Act entitled "An Act to amend the charter of the Bank of the State of South Carolina," together with the Report of the Committee of Ways and Means thereon, was ordered to *lie on the table.*

A Bill to alter the sittings of the Courts of Law in certain Districts in the Middle and Eastern circuits, was read the second time:

Mr. O'HANLON moved to strike out the enacting clause of the Bill.

On the question, Will the House agree thereto? Tellers were called for, and the House divided. The Speaker appointed Messrs. FAIR, WILSON, DICKINSON and McCARTHY, to count the House. The question was then taken, and the tellers reported 42 in the affirmative and 58 in the negative. So the motion was not agreed to.

On motion of Mr. DESAUSSURE,

The Bill was then re-committed to the Committee on the Judiciary.

A Bill to regulate tolls on single horse carriages was called for a second reading, and with the report of the Committee on Roads, Bridges and Ferries thereon, was ordered to *lie on the table.*

On motion of Mr. NORTHROP,

Ordered, That when this House adjourns it shall be adjourned to meet at 9 o'clock A. M. on Monday next.

On motion of Mr. HUNT,

Ordered, That the Resolutions submitted by Mr. HOLLAND and referred to the Committee on the Judiciary, providing for the appointing of an additional Judge, for an increase in the number of the Law Circuits and prescribing the form of oaths to be administered to petit juries; was ordered to be printed.

On motion of Mr. HUNT,

The Committee on the Judiciary was discharged from the further consideration of the Petition of the Eastern Board of Commissioners of Clarendon, praying an alteration of the law in relation to Millers and other purposes, and the same was referred to the Committee on Roads, Bridges and Ferries.

Mr. MEANS presented the account of A. S. Johnston for law books furnished for the use of the State; which was referred to the Committee on Claims.

Mr. MIDDLETON presented the Report of the Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

The Senate returned with their concurrence, the Report of the Committee on Education on so much of the Governor's Message No. 2, as extends an invitation to the General Assembly to attend the College Commencement.

Mr. J. G. W. DUNCAN presented the account of James T. Aldrich a magistrate; which was referred to the Committee on Claims.

On motion of Mr. MILLS,

Resolved, That the Surveyor General report to this House, at as early a day as practicable, the number of tracts and number of acres of land contained in said tracts subject to the act of 1819: Also the probable expense of survey and the profits that would accrue to the State from the sale of said lands.

On motion of Mr. O'HANLON,

The House adjourned at 53 minutes past 2 o'clock, P. M.

Monday, December 1, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Additional Member.—Mr. JAMES S. RODGERS from Laurens.

Mr. ORR presented the petition of sundry citizens of Pickens District, praying that a public road may be closed, which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BLAKENEY presented the petition of John F. Matheson and others, praying that the Cheraw Presbyterian Society of the town of Cheraw may be re-incorporated, and that the title to certain property may be confirmed; which was referred to the Committee on Incorporations.

Mr. BURROWS presented the return of the Commissioners of Free Schools for Williamsburg District, for 1845; which was referred to the Committee on Education.

Mr. SHINGLER presented the petition of Joseph T. Crawford, praying to have his title confirmed to certain lands; which was referred to the Committee on Internal Improvements.

Mr. PERRIN submitted the Presentments of the Grand Jury of Abbeville district, for March Term, 1845:

So much as relates to the exercise of the pardoning power, was referred to the Committee on the Judiciary:

So much as relates to the elective franchise, was referred to the Committee on Privileges and Elections.

Mr. CHARLES WILLIAMS presented the petition of sundry citizens of Laurens District praying the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WALLACE presented the return of the Commissioners of Free Schools for Union District for the year 1845; which was referred to the Committee on Education.

Mr. LITTLEJOHN presented the petition of sundry citizens of Spartanburg District, praying the discontinuance of the place of election at John H. Lipscomb's, and to establish a poll in its place at R. W. Duncan's Store; which was referred to the Committee on Privileges and Elections.

Mr. ORR gave notice, that he will ask leave to-morrow to introduce a Bill to establish a lottery for the benefit of the sufferers by the late fire at Anderson.

Pursuant to notice and by leave of the House, Mr. TORRE introduced a Bill to prevent the Professors and Tutors of the South Carolina College from leaving the State; which was read the first time and referred to the Committee on Education.

On motion of Mr. CARN,

Resolved, That it be referred to the Committee on Education to report on the propriety of so organizing the Board of Trustees of the South Carolina College, that one of the Trustees shall be elected from each judicial district in the State, except such districts as may have persons residing in them who are Trustees ex officio; and that the Committee have leave to report by Bill or otherwise.

Mr. BEDON submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the election ground for St. George's, Dorchester, known as Slan's Bridge, be discontinued, and that the elections be hereafter held at Fair Spring, in said Parish.

Mr. BULL presented the petition of Winborn Lawton, praying to be refunded a double tax; which was referred to the Commtttee of Ways and Means.

Mr. BAUSKETT submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That this General Assembly shall be adjourned on Friday the 12th inst., *sine die*.

Mr. ZIMMERMAN submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That an additional place of election for Darlington District, be established at C. Hunter's on Jeffrey's creek.

Mr. MIDDLETON from the Committee on Internal Improvements made Reports,

sent to the Senate for concurrence:

Report of the Committee on Claims,

On the Account of W. F. Durisoe, for public printing; and

Report of the Committee on Pensions,

On the Petition of Edy Red.

A Bill to exempt certain wagons from toll, during the year 1846, was read the second time.

On motion of Mr. MIDDLETON, the title of the Bill was amended, by striking out the word "during," and inserting the words, "until the first of October in;" and so amended, the Bill was ordered to be sent to the Senate.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to close the Land Office; and

A Bill to regulate the tolls on single horse carriages.

A Bill to require the trial of slaves and free persons of color, charged with capital offences, to be had at the Court House of the District in which the offence is committed, was called for a second reading, and ordered *to lie on the table.*

A Resolution, respecting the Bank of the State of South-Carolina, was ordered *to lie on the table.*

Mr. HERNDON presented the Memorial of John Littlejohn, praying to close the mill-dam at Grindal's Shoals, in Union District.

Also, the Petition of sundry citizens of Union and Spartanburg, praying to have the mill-dam at Grindal's Shoals closed; which were referred to the Committee on Internal Improvements.

On motion of Mr. MIDDLETON, the Report of the Superintendent of Public Works was ordered to be printed.

On motion of Mr. HENRY,

Ordered, That a Message be sent to the Senate, informing that Body that this House had referred the nomination of suitable persons for Trustees of the South-Carolina College, to the Committee on Education, and asking the Senate to appoint a Committee to meet the Committee of this House on that subject.

On motion of Mr. HUNT,

Ordered, That a Message be sent to the Senate, proposing to go into an election for Trustees of the South-Carolina College, on Thursday week next, at one o'clock, P. M.

Mr. HENRY presented the Memorial, Report and Resolutions of citizens of Laurens District, praying for relief; which was referred to the Laurens Delegation.

On motion of Mr. BAUSKETT, the Report of the Committee on the Judiciary, on sundry Presentments, respecting the carrying of concealed weapons, was ordered to be printed.

On motion of Mr. HAIGLER,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. CARN, the House adjourned at half-past 3 o'clock, P. M.

Tuesday, December 2, 1845.

At the hour to which the House was adjourned, the clerk called the Roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Additional Member.—Mr. EDWARD SEBRING, from St. Phillip's and St. Michaels.

Message No. 3, was received from his Excellency the Governor, and read by Beaufort T. Watts, Esq.

So much as relates to the Military Schools, was referred to the Committee on the Military, and

So much as relates to the account of the Commissioners of the Deaf and Dumb, was with the account, referred to the Committee on Education.

Mr. WRIGHT presented the return of the Commissioners of Free Schools, for Lancaster District, for 1845; which was referred to the Committee on Education.

Mr. MANNING presented the petition of sundry citizens of Clarendon, praying the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HAIGLER presented the petition of sundry citizens of Orangeburg District, praying that Mount Lebanon Lutheran Church in said District may be incorporated; which was referred to the Committee on Incorporations.

Mr. READ presented the petition of the Commissioners of the Poor for Georgetown District; which was referred to the Committee of Ways and Means.

Mr. HERBERT presented the Petition of sundry citizens of Newberry District, praying that a new road may be opened in said district; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. SHINGLER presented the petitions of Benjamin Godfrey, praying payment for work done on the State Road; which was referred to the Committee on Internal Improvements.

Mr. PRESSLY presented the petition of sundry citizens of Abbeville District, praying the re-appointment of E. O. Reagan, magistrate of said District; which was referred to the Committee on Vacant Offices.

Mr. BLAKENEY presented the account of John Stubs, for public printing; which was referred to the Committee on Claims.

Mr. WILSON presented the petition of Benjamin F. Lawrence, praying for the renewal of a Bridge Charter across Lynch's Creek; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PERRIN presented the account of Charles H. Allen for public printing; which was referred to the Committee on Claims.

Also, the petition of sundry citizens of Abbeville District, praying that W. G. Keller may be re-appointed a magistrate for said District; which was referred to the Committee on Vacant Offices.

Mr. J. H. KING presented the Memorial of T. H. Henderson, opposing the re-charter of Maybin's Bridge, over Enoree River, which was referred to the Committee on Roads, Bridges and Ferries.

Mr. MOODY presented the petition of the Marion Academy Society, praying to be incorporated; which was referred to the Committee on Incorporations.

Mr. LEGARE presented the petition of sundry citizens of Christ Church

Parish, praying exemption from drills and reviews at Strawberry Ferry; which was referred to the Committee on the Military.

Mr. GILES obtained leave to withdraw the petition of Sundry citizens of York District, praying a repeal of the law of 1817, to regulate the licensing of Physicians to practice, so as to allow Thompsonian practitioners of medicine to recover compensation for their services.

Mr. AIKEN submitted the presentment of the Grand Jury of Fairfield District, for Fall Term, 1845, recommending the establishment of the Penitentiary system; which was referred to the Committee on the Judiciary.

The SPEAKER laid before the House the Report of the Attorney General on District officers and their offices, for 1845, which was referred to the Committee on District Officers and Offices.

Also, the Report of the Attorney General on the Ludlam School Fund; which was referred to the Committee on Education.

Mr. MIDDLETON, from the Committee on Internal Improvements made Reports—

On the petition of sundry citizens of Lexington, Barnwell and Edgefield Districts, praying that Rocky Spring Creek be declared a navigable stream, and,

On a Bill to repeal the Law of 1819 concerning vacant lands, within ten miles of the Public Works: which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the petition of the Intendant and Wardens of Pendleton village, praying a change in relation to granting Licenses, and

On the petition of Thomas Fleming, administrator of A. Y. Walton, which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom had been referred a Bill to authorize subscriptions in behalf of the State, to the capital stock of certain Rail Roads, and for other purposes; and a Resolution of enquiry as to selling Rail Road stock; made a Report; and also reported a Bill to define the terms upon which the State will aid in the construction of Rail Roads; which was read the first time, and ordered to be read a second time to-morrow.

Mr. JAMES M. WALKER, from the Special Committee to whom had been referred so much of the Governor's Message No. 1, as relates to the death of General Jackson, made a Report, which was considered immediately, agreed to and ordered to be sent to the Senate, and to be printed.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made the following Reports, which were severally ordered for consideration to-morrow:

On the petition of two hundred citizens of Spartanburg, praying the opening of a road in said district.

On the petition of the Eastern Board of Commissioners of Clarendon, praying an alteration in the law in relation to Millers, and for other purposes.

On the petition of J. D. Coleman, N. H. Mobley and others;

On the petition of sundry citizens of Pickens District, praying that a public road may be closed, and

On the petition of Thomas Nickey, praying the re-opening of an old Road.

Mr. CARN, from the same Committee, to whom had been referred a Bill concerning the appointment of Commissioners of Roads and Cuts, made a Report which was ordered for consideration to-morrow.

On motion of Mr. CARN, the Committee on Roads, Bridges and Ferries, was discharged from the consideration of Resolutions, to appoint Thomas J. Hickson, a Commissioner of Roads, in Sumter District; and to appoint John T. Plaxico, a Commissioner of Roads, for York; and the same were referred to the Committee on Vacant Offices.

Mr. IRBY from the Committee on Pensions, made a report on the petition of James McDaniel, administrator of Elizabeth McDaniel; which was ordered for consideration to-morrow.

Mr. IRBY, from the same Committee, to whom was referred the Petition of Prescott Bush, reported a Bill to enable Prescott Bush to receive his annuity by Attorney; which was read the first time, and ordered to be read a second time to-morrow.

Mr. JAMES M. WALKER, from the Committee on Federal Relations, to whom was referred the Petition of sundry citizens of Charleston, praying the repeal of an Act, entitled "An Act to prevent the citizens of New York from carrying slaves or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime;" reported a Bill to alter and amend the Act, entitled "An Act to prevent the citizens of New York from carrying slaves or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime; which was read the first time, and ordered to be read a second time to-morrow.

Mr. JAMES M. WALKER presented the Petition of sundry citizens of Charleston, praying an Act of Incorporation for the Edisto and Ashley Canal; which was referred to the Committee on Incorporations.

Mr. PERRIN presented the Petition of M. O. Talman, praying to be allowed part of an appropriation, made for the use of Artillery Companies in this State; which was referred to the Committee on the Military.

Mr. D. THOMPSON SIMS presented the Petition of D. Wallace, praying that a tax paid twice, by mistake, may be refunded to him; which was referred to the Committee of Ways and Means.

On motion of Mr. MORDECAI,

Ordered, That the Protest of the Governor of the State of Massachusetts, which accompanied the Governor's Message, No. 1, be printed.

The following Message was received from the Senate:

In the SENATE, DECEMBER, 2, 1845.

Mr. SPEAKER and GENTLEMEN:

Senate proposes to your House, to go into an election for Adjutant and Inspector General, immediately after the election for Comptroller General.

By order of the Senate,

ANGUS PATTERSON, President.

In which the House concurred, and an answer was returned.

Mr. J. H. KING, from the Medical Committee, made Reports,

On the Account of Dr. W. S. Johnson:

On the Account of Dr. James O. Hagood; and

On the Account of Dr. L. C. Duncan; which were ordered for consideration to-morrow.

Mr. JAMISON presented the Return of the Commissioners of Free Schools for Orange Parish, for the year 1845; which was referred to the Committee on Education.

Also, the Petition of Jesse Patrick, praying compensation for injuries received while in the service of the State; which was referred to the Committee on Grievances.

Mr. J. H. KING presented the Petition of sundry citizens of Newberry District, praying the appointment of a Magistrate; which was referred to the Committee on Vacant Offices.

Mr. SEBRING presented the Memorial of the citizens of Charleston Neck, praying that they may be authorized to erect a Guard House; which was referred to the Charleston Delegation.

Mr. DE SAUSSURE presented the Report of the Regents of the Lunatic Asylum; which was referred to the Committee on the Lunatic Asylum.

Mr. ENGLISH presented the Account of Eli Killian, for repairs on the Capitol; which was referred to the Special Committee on the Repairs of the Capitol.

The Senate then attended, and joined the House in a ballot for Comptroller General.

Mr. J. G. W. DUNCAN submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Committee on the Judiciary be requested to enquire into the expediency and propriety of altering or repealing that old English Statute, whose barbarous punishment is the whipping of a white man for petit larceny; and to report a Bill, whose punishment will better accord with the true spirit of freedom, and the present exalted and happily increasing refinement of the age.

Mr. HENRY gave notice, that he will to-morrow ask leave to introduce a Bill to extend pecuniary relief to the citizens of that portion of the State who have suffered in the loss of their grain crop, to an extent so as to endanger their subsistence during the next year.

The Senate then attended, and joined the House in a ballot for Adjutant and Inspector General.

Mr. HUNT, from the Committee on the Judiciary, made the following Reports; which were ordered for consideration to-morrow, and ordered to be printed:

On the Presentment of the Grand Jury of Greenville, respecting small trespasses:

On the Presentment of the Grand Jury of Chester, on the Confession of Judgments:

On the Memorial of sundry citizens of Horry, on the subject of dower:

On the Petition of sundry citizens of Sumter, praying an increase of the jurisdiction of Ordinaries:

On a Resolution, as to the expediency of limiting the power of Judges in charging Juries on matters of fact; and

On the Presentment of the Grand Jury of Sumter, recommending the extension of the jurisdiction of Magistrates.

Mr. HUNT, from the same Committee, made Reports,

On a Bill to alter and amend the 8th section of the Act, entitled "An

Act to establish a Court of Equity within this State," passed the 19th day of February, 1791; and

On a Bill to establish the office, prescribe the duties, and fix the salary of State Reporter; which were ordered for consideration to morrow.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 2, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking the Senate to appoint a Special Committee to meet a Special Committee on the part of the House, for the purpose of nominating suitable persons for Trustees of the South-Carolina College, and has appointed Messrs. ALSTON, CAIN, EAVES and GREGG, the Committee on the College, Education and Religion, in Senate, a Special Committee on part of Senate to meet the Special Committee of your House.

Senate concurs in the proposal of your House, to go into an election for Trustees of the South-Carolina College, on next Thursday week, at 1 o'clock, P. M.

By order of the Senate,
ANGUS PATTERSON, *President.*

Mr. CHESNUT, from the Committee appointed to count the ballots cast for Comptroller General, reported that W. C. Black received 89 votes, which is a majority of all the ballots cast; whereupon the Speaker announced that W. C. Black is elected Comptroller General.

Mr. CANNON gave notice, that to-morrow he will ask leave to introduce a Bill to alter the law in relation to Magistrate's Executions, and the duty of Sheriffs as to executions in their offices.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to amend the practice in the Court of Chancery:

Also, a Bill to abolish the punishment of death, in cases of forgery and counterfeiting; which were read the first time, and referred to the Committee on the Judiciary.

Mr. C. J. CRAWFORD, from the Committee appointed to count the ballots cast for Adjutant and Inspector General, reported that James W. Cantey received 119 votes, which was a majority of the ballots cast; whereupon the Speaker announced that James W. Cantey is elected Adjutant and Inspector General.

Mr. SUMTER presented the Petition of Thomas P. Cooper, praying payment of an Account; which was referred to the Committee on Claims.

The House then proceeded to the consideration of the

GENERAL ORDERS.

Resolutions to change a place of election in St. George's, and to establish a place of election in Darlington; were referred to the Committee on Privileges and Elections.

The following Reports were considered and agreed to:

Report of the Committee on Internal Improvements,

On the Petition of citizens of Lancaster, praying an alteration of the law in relation to fish sluices; and

The Report of the Committee on Colored Population,

On the Petition of Priscilla Jessup.

The Report of the Committee on Internal Improvements,

On the Petition and Memorial of the citizens of Union, praying an appropriation to improve the navigation of Tyger River; and

The Report of the Committee on Vacant Offices were ordered *to lie on the table.*

The Report of the Committee on Colored Population, on the Presentment of the Grand Jury of Georgetown, was called for consideration.

On motion of Mr. MIDDLETON, the Report was re-committed to the same Committee, with instructions to prepare a Bill to amend the 5th section of an Act, entitled "An Act for the better regulation and government of free negroes and persons of color, and for other purposes," passed the 21st day of December, 1822, in such manner as to provide for the infliction of a pecuniary penalty on all persons who may permit their slave or slaves to let out for hire their time, service or labor.

A Resolution to appoint John Kirby a Commissioner of Free Schools, was referred to the Committee on Vacant Offices.

A Resolution to adjourn the General Assembly on the 12th instant, was ordered *to lie on the table.*

Pursuant to notice, and by leave of the House, Mr. BROOKS introduced a Bill to authorize the extension of time given to carry into effect an Act, entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th December, 1834, and for other purposes; which was read the first time, and referred to the Committeee on Incorporations.

On motion of Mr. BROWN,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

Mr. ENGLISH presented the Account of A. G. Summer; which was referred to the Committee on Claims.

The SPEAKER laid before the House, the Report of the Solicitor of the Southern Circuit, on District Officers and Offices; which was referred to the Committee on District Offices and Officers.

Mr. LEGARE presented the Account of J. A. Leland, late Superintendent of Public Works; which was referred to the Committee on Internal Improvements.

On motion of Mr. HERBERT, the House adjourned at 22 minutes past 2 o'clock, P. M.

Wednesday, December 3, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence, a Resolution for procuring two thousand copies of Macomb's tactics; which was referred to the Committee on the Military.

Mr. BAUSKETT presented the Petition of Elizabeth R. Whatley, praying a re-charter of Fort Moore Bluff Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WARE presented the Return of the Commissioners of Free Schools, for Greenville District, for the year 1845; which was referred to the Committee on Education.

Mr. ZIMMERMAN presented the Petition of John J. Cannon, praying for a re-charter of his Ferry at Cashua, across the Great Pee Dee River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PINCKNEY presented the Petition of Henry Shultz, praying certain amerdments to the charter of "The American and German Trading and Insurance Company," passed in December, 1835; which was referred to a Special Committee; of which, the Speaker appointed the following gentlemen:—Messrs. PINCKNEY, STROBHART, BLAKENEY, BROOKS and NOBLE.

Mr. NOBLE presented the Return of the Commissioners of Free Schools, for Abbeville District, for the year 1845; which was referred to the Committee on Education.

Mr. BARNES presented the Petition of Leroy Secrest, praying to be refunded the interest paid on certain tax executions; which was referred to the Committee of Ways and Means.

Mr. W. GILMORE SIMMS presented the Petition of sundry citizens of Barnwell, praving a charter for the Edisto and Ashley Canal Company; which was referred to the Committee on Internal Improvements.

Mr. MORDECAI presented the Account of F. A. Joseph, for goods furnished the Citadel at Charleston.

Mr. ORR presented the Memorial of W. L. Keith, Clerk of Picken's District, praying compensation for Grand Jurors, Fall Term, 1845.

Mr. CARN presented the Petition of Jacob Stevens, praying an additional compensation for services rendered in the St. Bartholomew's contested election.

Mr. AIKEN presented the Petition of Thomas R. McClintock, praying compensation for a slave executed:

Also, the Account of Joseph A. Hines, for work done in the Office of Surveyor General; which were severally referred to the Committee on Claims.

Mr. MILLS presented the Report of the Surveyor General, in reference to the Land reserved by the Act of 1819; which was referred to the Committee on Internal Improvements.

Mr. BROWN obtained leave to withdraw the Petition of Wm. B. Villard.

Mr. NORTHROP, from the Committee on Education, made Reports,

On so much of the Governor's Message No. 1, as relates to the salary of the Tutors of the South-Carolina College;

On the Petition of the Town Council of Moultrieville and sundry inhabitants, praying for a fund to establish a Free School; and

Report of the Committee on Internal Improvements,

On the Petition of citizens of Lancaster, praying an alteration of the law in relation to fish sluices; and

The Report of the Committee on Colored Population,

On the Petition of Priscilla Jessup.

The Report of the Committee on Internal Improvements,

On the Petition and Memorial of the citizens of Union, praying an appropriation to improve the navigation of Tyger River; and

The Report of the Committee on Vacant Offices were ordered *to lie on the table.*

The Report of the Committee on Colored Population, on the Presentment of the Grand Jury of Georgetown, was called for consideration.

On motion of Mr. MIDDLETON, the Report was re-committed to the same Committee, with instructions to prepare a Bill to amend the 5th section of an Act, entitled "An Act for the better regulation and government of free negroes and persons of color, and for other purposes," passed the 21st day of December, 1822, in such manner as to provide for the infliction of a pecuniary penalty on all persons who may permit their slave or slaves to let out for hire their time, service or labor.

A Resolution to appoint John Kirby a Commissioner of Free Schools, was referred to the Committee on Vacant Offices.

A Resolution to adjourn the General Assembly on the 12th instant, was ordered *to lie on the table.*

Pursuant to notice, and by leave of the House, Mr. BROOKS introduced a Bill to authorize the extension of time given to carry into effect an Act, entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th December, 1834, and for other purposes; which was read the first time, and referred to the Committeee on Incorporations.

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Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

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The SPEAKER laid before the House, the Report of the Solicitor of the Southern Circuit, on District Officers and Offices; which was referred to the Committee on District Offices and Officers.

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On motion of Mr. HERBERT, the House adjourned at 22 minutes past 2 o'clock, P. M.

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At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence, a Resolution for procuring two thousand copies of Macomb's tactics; which was referred to the Committee on the Military.

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Mr. WARE presented the Return of the Commissioners of Free Schools, for Greenville District, for the year 1845; which was referred to the Committee on Education.

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Mr. NOBLE presented the Return of the Commissioners of Free Schools, for Abbeville District, for the year 1845; which was referred to the Committee on Education.

Mr. BARNES presented the Petition of Leroy Secrest, praying to be refunded the interest paid on certain tax executions; which was referred to the Committee of Ways and Means.

Mr. W. GILMORE SIMMS presented the Petition of sundry citizens of Barnwell, praving a charter for the Edisto and Ashley Canal Company; which was referred to the Committee on Internal Improvements.

Mr. MORDECAI presented the Account of F. A. Joseph, for goods furnished the Citadel at Charleston.

Mr. ORR presented the Memorial of W. L. Keith, Clerk of Picken's District, praying compensation for Grand Jurors, Fall Term, 1845.

Mr. CARN presented the Petition of Jacob Stevens, praying an additional compensation for services rendered in the St. Bartholomew's contested election.

Mr. AIKEN presented the Petition of Thomas R. McClintock, praying compensation for a slave executed:

Also, the Account of Joseph A. Hines, for work done in the Office of Surveyor General; which were severally referred to the Committee on Claims.

Mr. MILLS presented the Report of the Surveyor General, in reference to the Land reserved by the Act of 1819; which was referred to the Committee on Internal Improvements.

Mr. BROWN obtained leave to withdraw the Petition of Wm. B. Villard.

Mr. NORTHROP, from the Committee on Education, made Reports,

On so much of the Governor's Message No. 1, as relates to the salary of the Tutors of the South-Carolina College;

On the Petition of the Town Council of Moultrieville and sundry inhabitants, praying for a fund to establish a Free School; and

On so much of the Governor's Message No. 1, as relates to the establishment of the Office of the Superintendent of Education; which were ordered for consideration to-morrow; and the Reports on the Petition of the Town Council of Moultrieville, and on the establishment of the Office of Superintendent of Education, were ordered to be printed.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom had been referred the Petitions of Mary Shuler, James Adkins, David J. Rumph, Adam Wactor, David Horger, William Carnaghan, and Joseph T. Crawford, reported a Bill to confirm titles to such persons as have taken out grants of lands, reserved by the State on certain conditions, and for other purposes; which was read the first time, and ordered to be read a second time to-morrow.

The SPEAKER laid before the House the Annual Report of the President and Directors of the Bank of the State of South Carolina; which was referred to the Committee of Ways and Means.

Mr. IRBY, from the Committee on Pensions, made a report on the Petition of John W. Knowlton; which was ordered for consideration to-morrow.

Mr. CAREW, from the Special Committee to whom was referred the Governor's accounts, made a report; which was ordered for consideration to-morrow.

Mr. PHILLIPS gave notice that he will ask leave to-morrow to introduce a Bill to inflict capital punishment on slaves, and free persons of color, guilty of the seduction of white women.

On motion of Mr. PINCKNEY,

Resolved, That the Committee of Ways and Means be instructed to enquire into the expediency of imposing a double tax upon all free colored persons, subject to capitation tax, who may neglect or refuse to make their returns.

On motion of Mr. CAREW,

Resolved, That a Committee of seven, one to be appointed from each Congressional District, be appointed on the part of this House, and that a Message be sent to the Senate, requesting the appointment of a similar Committee on the part of the Senate, to constitute a Joint Committee to choose and recommend suitable persons as candidates for the office of President and Directors of the Bank of the State of South Carolina.

The SPEAKER appointed the following gentlemen of the Committee on the part of the House, and a Message was sent accordingly: Messrs. CAREW, DESAUSSURE, JOEL SMITH, HENRY, CALHOUN, ZIMMERMAN and McCARTHY.

Pursuant to notice, and by leave of the House, Mr. CANNON introduced a Bill to alter the law in relation to Magistrates' Executions, and the duty of Sheriffs as to Executions in their offices; which was read the first time and referred to the Committee on District Offices and Officers.

Mr. BEDON gave notice, that he will ask leave to-morrow, to introduce a Bill to incorporate the Edisto and Ashley Canal Company.

Mr. PORTER presented the Accounts of Martin E. Munro, Editor of the Patriot, for Public Printing, and

Mr. CHESNUT presented the Account of M. M. Levy, Sheriff of Kershaw; which were referred to the Committee on Claims.

On motion of Mr. WALLACE,

Resolved, That the Committee on Internal Improvements be requested to

enquire and to report to this House, as to the expediency of directing a survey of Tyger River to be made, from its junction with Broad River to Murphy's mills, with the view to obtain the necessary facts in regard to the improvement of the navigation of the said River, and that the Committee do also report the probable cost of the said survey.

Mr. J. H. KING, from the Medical Committee, made the following Reports; which were ordered for consideration to-morrow;

On the Petition of Dr. R. C. Griffin,
On the Account of Dr. J. A. Mayes,
On the Account of Dr. T. J. Flinn,
On the Account of Dr. J. W. Duncan,
On the Account of Dr. John Holland,
On the Accounts of Dr. J. W. Tarrant, and
On the Account of Dr. J. E. Bignon.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred the Report of the Comptroller General, made a Report on the Taxes, and introduced a Bill to restore the law in relation to the pay of Jurors, and

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-five; which were read the first time and ordered to be read a second time to-morrow.

Mr. E. G. PALMER, from the Committee on Agriculture, made Reports,

On the Memorial of the State Agricultural Society, and

On so much of the Governor's Message as relates to the Geological Survey; which were ordered for consideration to-morrow.

On motion of Mr. WRIGHT,

Ordered, That the Surveyor General's Report in reference to the lands reserved by the Act of 1819, be printed.

Mr. HOLLAND gave notice, that he will ask leave to-morrow, to introduce a Bill to alter and amend the law in relation to tavern keepers and retailers of spiritous liquors.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Reports were considered and agreed to:

Report of the Committee on Internal Improvements

On the Petition of sundry citizens of Lexington, Barnwell and Edgefield, praying that Rocky Spring Creek be declared a navigable stream, and the counter Petition of certain land holders on the same subject.

Reports of the Committee of Ways and Means

On the Petition of the Intendant and Wardens of Pendleton, and

On the Petition of Thomas Fleming, administrator of A. Y. Walton.

Reports of the Committee on Roads, Bridges and Ferries

On the Petition of 200 citizens of Spartanburg;

On the Petition of the Eastern Board of Commissioners of Clarendon;

On the Petition of J. D. Coleman, N. H. Mobley and others;

On the Petition of sundry citizens of Pickens District, and

On the Petition of Thomas Nickey.

Mr. COOPER obtained leave to withdraw the Petition of the Eastern Board of Clarendon, praying an alteration of the law in relation to millers.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on Pensions

On the Petition of James McDaniel, administrator of Elizabeth McDaniel;

Reports of the Medical Committee

On the Account of Dr. W. S. Johnson;

On the Account of Dr. James O. Hagood, and

On the Account of Dr. L. C. Duncan.

The House considered and agreed to a Resolution, instructing the Committee on the Judiciary to enquire into the propriety of substituting some other punishment in the place of whipping.

A Bill, to repeal the Law of 1819, concerning Vacant Lands within ten miles of the Public Works, was ordered to *lie on the Table*.

The House considered and agreed to unfavorable reports, on a Bill concerning the appointment of Commissioners of Roads and Cuts, and on

A Bill to alter and amend the 8th Section of an Act, entitled "An Act to establish a Court of Equity within this State," passed the 19th day of February, 1791, and the Bills were, consequently, rejected.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to enable Prescott Bush to receive his annuity by Attorney, and

A Bill to alter and amend the Act, entitled "An Act to prevent the citizens of New York from carrying Slaves or persons held to service out of this State, and to prevent the escape of persons charged with the commission of any crime.

On motion of Mr. DESAUSSURE, ordered, that when this House adjourns it shall be adjourned to meet at 12 o'clock M. to-morrow.

Mr. HUNT, from the Committee on the Judiciary, made a Report on a Bill to abolish the punishment of death in cases of Forgery and Counterfeiting; which was ordered for consideration to-morrow.

Mr. HUNT, from the same Committee, to whom was referred a Bill to alter the sittings of the Courts of Law in certain Districts within the Middle and Eastern Circuits, made a report, and reported A Bill to alter the sittings of the Courts of Law in certain Districts within the Nothern, Middle, and Eastern Circuit; which was read the first time and ordered to be read a second time to-morrow.

Mr. HUNT presented the Petition of the South Carolina Railroad Company, for a Bridge across the Santee or Wateree River, and a Road therefrom to the Rail Road; and also for the privilege of a Bridge across the Savannah River, at Hamburgh, at the expiration of the present Charter; which was referred to the Committee on Internal Improvements.

Mr. J. H. KING, from the Medical Committee, to whom was referred sundry Petitions, praying an extension of the privileges of Thomsonian Practitioners, reported a Bill to authorize persons practicing Medicine, under the Botanic or Thompsonian system, to receive compensation for their services; which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. BAUSKETT, the Committee on Incorporations was discharged from the consideration of the petition of sundry citizens of Charleston, praying an Act of Incorporation for the Edisto and Ashley Canal; and the same was referred to the Committee on Internal Improvments.

Mr. MEANS presented the Memorial of the State Agricultural Society,

praying Legislative protection to the sheep growers of South Carolina, by levying a tax on dogs; which was referred to the Committee on Agriculture.

Mr. C. J. CRAWFORD presented the Petition of John B. McDaniel praying for the re-charter of his Ferry, at Harleesville, across the Little Pee Dee River: which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. Manning, the House adjourned at 43 minutes past 3 o'clock P. M.

Thursday, December. 4, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence, a Resolution, to appoint John Harrell, a Magistrate for Claremont; which was referred to the Committee on Vacant Offices.

The Senate sent to this House, a Bill to vest in Martin Oakes and his heirs forever, all the right, title and interest of the State to and in a certain tract of land in the District of Darlington; which was read the first time, and referred to the Committee on the Judiciary.

The Speaker laid before the House, the Report of J. N. Whitner, Solicitor of the Western Circuit; which was referred to the Committee on District Offices and Officers.

Mr. ZIMMERMAN presented the Petition of sundry citizens of Darlington, praying an appropriation to improve the navigation of Pee Dee River; which was referred to the Committee on Internal Improvements.

Mr. MIDDLETON presented the Petition of the Baptist Church of Christ in Winyaw, praying an Act of Incorporation; which was referred to the Committee on Incorporations:

Also, the Petition of Eleazer Waterman, praying to be released from his bond to the Commissioners of Public Buildings for Georgetown District: which was referred to the Committee on Public Buildings.

Mr. IRBY presented the Petition of John W. Baker, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. MANNING presented the Petition of sundry citizens of Clarendon, praying the opening of a public road into the Santee Swamp; and

Mr. BEDON presented the Petition of sundry citizens of St. George's, Dorchester, praying the incorporation of the Edisto and Ashley Canal Company; which were referred to the Committee on Internal Improvements.

Mr. JAMISON, from the Committee on the Military, made the following Reports, which were ordered for consideration to-morrow:

On the Petition of the Washington Greys, praying for a Charter, and other privileges;

On a Resolution from the Senate, for procuring and distributing two thousand copies of Macomb's Tactics; and

On the Petition of sundry citizens of Union District, praying for an alteration of the boundary line between the 9th and 10th brigades of Infantry.

On motion of Mr. JAMISON, the Committee on the Military was discharged from that portion of the Petition of the Washington Greys which prays a charter, and the same was referred to the Committee on Incorporations.

Mr. JAMISON, from the Committee on the Military, to whom was referred a Resolution of so amending the 7th section of an Act, entitled "An Act to amend and explain the Militia Laws of this State," psssed the 19th December, 1809, as to authorize and empower the Field Officers of the 4th Brigade to build a Military Hall, reported a Bill to amend the 7th section of an Act, entitled "An Act to amend and explain the Militia Laws of this State," passed on the 19th day of December, in the year of our Lord one thousand eight hundred and nine; which was read the first time, and ordered to be read a second time to-morrow.

Mr. JAMISON, from the same Committee, to whom was referred so much of the Messages of His Excellency the Governor, Nos. 1 and 3, as relates to the State Military Academies, reported a Bill to alter and amend an Act, entitled "An Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston, into Military Sohools; which was read the first time, and ordered to be read a second time to-morrow.

On motion of Mr. WALLACE,

Ordered, That the Report of the Board of Visiters of the Military Academies be printed.

Message No. 4 was received from His Excellenay, the Governer, respecting the claim of Charles Parker while acting in the capacity of Captain of the Citadel, in Charleston, which with the accompanying document, was referred to a Special Committee; of which the Speaker appointed the following gentlemen: Messrs. PERRIN, SIMONS, FAIR CHESNUT, and TANDY WALKER.

The following Message was received from the Senate, and ordered to *lie on the table*;

IN THE SENATE, December 4, 1845.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a ballot for Superintendent of Public Works, to-day at 1 o'clock.

By order of the Senate,
ANGUS PATTERSON, *President.*

Mr. MIDDLETON, from the Committee on Internal Improvements, made the following reports; which were ordered for consideration to-morrow.

On the petition of W. H. Thompson, praying for the privilege of building a mill dam across Pacolet River, and

On the petition of John Littlejohn and of citizens of Union and Spartanburg, praying leave to close the mill dam at Grindal's shoals.

Mr. JOEL SMITH presented the petition of sundry citizens of Abbeville district, praying the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. MIDDLETON, the Report of J. A. Leland, late Superintendent of Public Works, with the accounts was ordered to be printed.

Mr. GRIMBALL presented the return of the Commissioners of Free Schools, for St. John's Colleton, for 1845; which was referred to the Committee on Education.

On motion of Mr. JAMISON, the Committee on the Military was discharged from the further consideration of the petition of M. O. Talman, and

Mr. PERRIN had leave to withdraw the said petition.

Mr. J. A. BLACK presented the petition of sundry citizens of Richland District, praying to have an election precinct changed; which was referred to the Committee on Privileges and Elections.

Mr. PERRIN, from the Commiltee on Privileges and Elections, made Reports:

On the petition of sundry citizens of Greenville District, praying that the election of Electors for President and Vice President, may be given to the people:

On a Resolution of enquiry, as to the expediency of introducing a Bill regulating the election of President and Vice President of the United States by the people, and

On so much of the Presentment of the Grand Jury of Abbeville District, March Term, 1845, as relates to the elective franchise, which were severally ordered for consideration to-morrow; and the Reports of the said Committee respecting the election of Electors of President and Vice-President of the United States, were ordered to be printed.

Mr. MEMMINGER, from the Committee of Ways and Means, made the following reports; which were ordered for consideration to-morrow:

On the petition of Winborn Lawton:

On the petition of D. Wallace:

On the petition of the Commissioners of the poor for Georgetown, and

On so much of the Report of the Comptroller General as relates to the liabilities of the State for the Rail Road Company.

Mr. DESAUSSURE, from the Committee on Federal Relations, to whom had been referred so much of the Governor's Message, No. 1, as relates to the Tariff, made a report which was ordered for consideration to-morrow, and to be printed.

Mr. FAIR presented the petition of sundry citizens of Newberry District, praying an extension of the public square in Newberry Village: which was referred to the Committee on Public Buildings.

On motion of Mr. PINCKNEY, a Message was ordered to be sent to the Senate, proposing the appointment of a Committee on the part of the Senate, to meet the Committee appointed by this House, to whom was referred the Petition of Henry Shultz.

Pursuant to notice, and by leave of the House, Mr. HENRY introduced a Bill to borrow money on the faith of the State, and to loan the same to the people of certain Districts in this State; which was read the first time, and referred to the Committee of Ways and Means.

Pursuant to notice, and by leave of the House, Mr. PHILLIPS introduced a Bill to inflict capital punishment on slaves, or free persons of color, guilty of the seduction of white women; which was read the first time, and referred to the Committee on the Judiciary.

Pursuant to notice, and by leave of the House, Mr. BEDON introduced a

Bill to incorporate the Edisto and Ashley Canal Company: which was read the first time, and referred to the Committee on Internal Improvements.

The following Message was received from the Senate:

IN THE SENATE, December 4, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the Message of your House, asking Senate to appoint a Special Committee to meet a Special Committee of the House, on the Message, No. 4, of His Excellency the Governor, touching the claim of Major Charles Parker, against the State; and has appointed the Committee on the Military and Pensions in the Senate, consisting of Messrs. BUCHANAN, HANNA, FRAMPTON, RIVERS and MELLARD, a Special Committee on the part of Senate, to meet the Committee of the House.

By order of the Senate:

ANGUS PATTERSON, *President.*

Mr. BAUSKETT, from the Committee on Incorporations, made Reports,

On the Petition of sundry citizens of Edgefield, praying for an Act of Incorporation for a rail road from Aiken or Hamburg to Edgefield;

On a Bill to incorporate the Graniteville Manufacturing Company;

On a Bill to incorporate the Belvidere Manufacturing Company;

On a Bill to incorporate the Ashley Manufacturing Company, in the State of South Carolina; and

On a Bill to authorize the extension of time given to carry into effect an Act entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th day of December, in the year of our Lord one thousand eight hundred and thirty-four, and for other purposes; which were severally ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of Chesterfield, praying a new road from the Waxsaw road to intersect the Wadesboro' road; and

On the Petition of sundry citizens of Chester District, praying a new road in said District, which were ordered for consideration to-morrow.

Mr. W. GILMORE SIMMS gave notice, that he will ask leave to-morrow, to introduce a Bill to maintain, in the freeholder, the integrity of the freehold, by the exemption of real estate from levy and sale under execution, and for other purposes.

On motion of Mr. ZIMMERMAN,

Resolved, That it be referred to the Committee on District Offices and Officers, to enquire into the expediency of revising the several Acts regulating the fees of the officers of the Courts of Law and Equity, in this State, and to report whether or not they ought to be reduced.

The following Message was received from the Senate:

IN THE SENATE, December 4, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint

a Special Committee, to meet a Special Committee of your House, on the Petition of Henry Shultz, praying certain amendments to the Charter of the American and German Trading and Insurance Company, passed in December, 1835; and has appointed Messrs. PICKENS, ALSTON, and ASHE a Special Committee to meet the Committe of your House.

By order of the Senate,

ANGUS PATTERSON, President.

On motion of Mr. MEMMINGER, the special order of the day for this day at one o'clock, was discharged; and "A Bill to amend the Constitution of the State in relation to Duelling," was made the Special Order of the day for Monday next, at 1 o'clock P. M.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill, to define the terms upon which the State will aid in the construction of Rail Roads, was read the second time, and the question being put, Shall this Bill be sent to the Senate? it passed in the affirmative.

Yeas 58. Nays 52.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	Holland,	Pope,
John A. Alston,	Hunt,	Porter,
W. G. Alston,	Irby,	Poyas,
Brooks,	Johnson,	Pressly,
Broyles,	J. H. King,	Read,
Messrs. Bull,	H. S. King,	Rodgers,
Carew,	Legare,	Sebring,
Chandler,	Littlejohn,	Seymour,
Cooper,	Maxwell,	Simons,
Dickinson,	Mayes,	Henry Smith,
P. E. Duncan,	Means,	Joel Smith,
Ellerbe,	Memminger,	Strobhart,
English,	Miller,	Sumter,
Fair,	Mordecai,	Traylor,
Gary,	Northrop,	Tandy Walker,
Hardin,	E. G. Palmer,	Ware,
Edward Harleston	Perrin,	Charles Williams
John Harleston,	Phillips,	G. W. Williams
Herbert,	Pinckney,	and Yates,

Those who voted in the negative, are

Messrs. Barnes,	Geiger,	Moody,
Bauskett,	Gibbs,	Noble,
Beckham,	Giles,	O'Hanlon,
Bedon,	Grimball,	Orr,
Bethea,	Haigler,	Oswald
Joseph A. Black,	Hardee,	D. T. Sims,

Blakeney,	Harley,	W. G. Simms,
Brown,	Henry,	E. P. Smith,
Burrows,	Herndon,	Stephens,
Calhoun,	Hough,	Torre,
Cannon,	Jamison,	Wallace,
Carn,	McCarthy,	Watson,
Chestnut,	McCully,	Whaley,
A. H. Crawford,	McMichael,	Wilson,
DeSaussure,	Manning,	Wingard,
J. G. W. Duncan,	Middleton,	Wright and
Ervin,	Mills,	Zimmerman.
Foster,		

A Bill to authorise Subscriptions in behalf of the State to the Capital Stock of certain Rail Roads, and for other purposes, was ordered *to lie on the Table.*

On motion of Mr. NORTHROP, the Report of the Committee on Education, on so much of the Governor's Message No. 1, as relates to the establishment of the Office of Superintendent of Education, was recommitted to the same Committee.

On motion of Mr. J. G. W. DUNCAN, ordered that when this House adjourns, it shall be adjourned to meet at 12 M. to-morrow.

On motion of Mr. ENGLISH. the House adjourned at 44 minutes past 3 o'clock, P. M.

Friday, December 5, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned with their concurrence the following Reports:

Reports of the Committee of Ways and Means,

On the Abstract of expenditures by the City Council of Charleston for the Transient Poor;

On the Petition of Hiram Floyd;

On the Return of the Commissioners of the Poor for Georgetown, in relation to the Transient Poor fund, and on the Presentment of the Grand Jury of Georgetown in relation to the accounts of the Commissioners.

Reports of the Committee on Claims,

On the Account of John W. Yarborough;

On the Account of Key & Wray; and

On the Account of John A. Stuart, Editor of the Mercury.

The Senate sent to this House for concurrence, the following Reports which were severally referred to the Committee on Claims of this House:

Reports of the Committee on Claims and Grievances,

On the Accounts of John B. Irving, Sheriff of Charleston;

On the Account of A. M. Lowry, Sheriff of Chesterfield;

On the Account of Alexander Norton;

On the Petition of Harmony Lodge, No. 17, of Barnwell District;
On the Account of Dr. M. B. Earle;
On the Account of W. W. Purse; and
On the Account of the Charleston Mercury; also
The Report of the Committee on the Judiciary,
On the communication of J. S. G. Richardson, State Reporter; which was referred to the Committee on the Judiciary of this House.

The Senate sent to this House a Bill to authorize John W. Leak to erect mills on Thompson's Creek, near Cheraw; which was read the first time and referred to the Committee on Internal Improvements of this House.

Mr. PHILLIPS presented the Petition of the Union Light Infantry of Charleston, praying for the renewal of the charter of the Union Light Infantry Charitable Society; which was referred to the Committee on Incorporations.

Mr. CHESNUT presented the Petition of T. J. Ancrum, praying for the re-charter of a ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WILSON presented the Petition of sundry citizens of Marlborough, praying an appropriation to improve the navigation of the Great Pee Dee River, and

Mr. ELLERBE presented the Petition of sundry citizens of Darlington, with a similar prayer; which were referred to the Committee on Internal Improvements.

Mr. W. GILMORE SIMMS presented the Petition of sundry citizens of Barnwell District, praying for certain amendments of the Patrol laws; which was referred to the Committee on the Judiciary.

Mr. YATES presented the Account of J. A. Wagener, for public printing; which was referred to the Committee on Claims.

Mr. WRIGHT presented the Petition of Elisha Blackman and others, praying for the emancipation of certain slaves, and for permission to remove them to a free State; which was referred to the Committee on Colored Population; also

The Account of John Adams, Sheriff of Lancaster; which was referred to the Committee on Claims.

Mr. BLAKENEY presented the Petition of sundry citizens of Chesterfield and Marlborough Districts, praying an appropriation to improve the navigation of Pee Dee River; which was referred to the Committee on Internal Improvements.

Messrs. C. J. CRAWFORD and CHARLES SNOWDEN were permitted to record the vote they would have given, if present, on sending to the Senate a Bill to define the terms upon which the State will aid in the construction of Rail-Roads, and their names having been called, Mr. C. J. CRAWFORD answered No, and Mr. CHARLES SNOWDEN answered Aye.

Mr. MILLS presented the petition of Dr. T. W. Moore praying to be released from a bond, and for the repeal of the Act of 1819, concerning the public lands; which was referred to the Committee on Internal Improvements.

Also the petition of Mary Miller, praying to be placed on the pension roll; which was referred to the Committee on Pensions,

Mr. J. G. W. Duncan presented the return of the Commissioners of Free Schools for Barnwell District, for 1845; which was referred to the Committee on Education.

Mr. ZIMMERMAN presented the Petition of W. H. Wingate and John F. Ervin, administrators of William Wingate, late Sheriff of Darlington, praying to be refunded expenses in bringing a prisoner convicted of murder to the Court of Appeals on a motion for a new trial, which was referred to the Committee on Claims.

Mr. HENRY SMITH obtained leave to withdraw the Petition of Eveline Dill.

Mr. ELLERBE presented the petitions of sundry citizens of Marlborough District, praying a repeal of the law which prevents compensation to the practitioners of the Thompsonian system; which were referred to the Medical Committee.

Mr. CARN, from the Committee on Roads,, Bridges and Ferries made the following Reports, which were ordered for consideration to-morrow:

On the petition of sundry citizens of Abbeville District, praying the opening of a new road,

On the petition of William Higgins and sundry citizens of Richland district, praying a charter of a Ferry across Wateree River, and

On the memorial of Jesse Maybin for a re-charter of his bridge over Enoree river, and on the counter memorial of T. H. Henderson on the same subject.

Mr. MIDDLETON, from the Committee on Internal Improvements made Reports;

On a resolution of enquiry, as to the expediency of abolishing the office of Superintendent of Public Works or of reducing his salary, and

On the account of the Surveyor General., for copying records, for the Superintendent of Public Works, which were ordered for consideration to-morrow.

Mr. MIDDLETON from the same Committee, to whom was referred so much of the Governor's Message as relates to manufactures, highways, rail roads, river navigation and the debt of the rail road to the State, reported a Bill to provide for the construction of turnpike roads to connect Columbia with the Upper Districts, and for other purposes; which was read the first time and ordered to be read a second time to-morrow.

The following Message was received from the Senate:

IN THE SENATE, December 5, 1845.

Mr Speaker and Gentlemen:

Senate concurs in the Message from your House, asking Senate to appoint a special Committee, to meet a special Committee appointed by your House, to nominate suitable persons for President and Directors of the Bank of the State of South Carolina; and has appointed Messrs. MOSES, PERRY, ASHE, FICKLING, GIST and HANNA, a Special Committee, to meet the Special Committee of your House.

By order of the Senate.

ANGUS PATTERSON, *President.*

Mr. NORTHROP, from the Committee on Education, made Reports:

On so much of the Governor's Message No. 3, as relates to the account of the Commissioners of the Deaf and Dumb, and of the Blind, and

On the Report of the Attorney General, on the Ludlam School Fund, and the report of the Vestry of St. James's Goose Creek, on the administration of the same fund during the past year; which were ordered for consideration to-morrow.

Mr. BAUSKETT, from the Committee on Incorporations, made Reports:

On a Bill to repeal the 41st section of an Act, entitled an "Act to incorporate certain villages, societies, and companies, and to renew and amend certain charters heretofore granted, and to establish the principles on which charters of incorporation will hereafter be granted," passed on the 17th of December, 1841, and

On the petition and counter petition of the elders and members of Salem Church, in Lexington District; which were ordered for consideration to-morrow.

Mr. CALHOUN, from the Special Committee consisting of the Laurens Delegation, made a Report:

On the subject of a loan for the relief of the sufferers by the late drought; which was ordered for consideration to-morrow.

Mr. JAMISON, from the Committee on the Military, made the following Reports; which were ordered for consideration to-morrow:

On a Resolution as to Military Elections,

On the Petition of sundry Citizens of Christ Church Parish, praying an exemption from drills and reviews, at Strawberry ferry,

On the Petition of the commissioned Officers of the 21st Regiment, praying for the abolishment of Brigade Encampments, the restoration of Company Courts Martial, and the increase of Company drills,

On the Petition of sundry Officers of the 18th Regiment, praying an alteration in the Encampment system, and

On the Presentment of the Grand Jury of Colleton, and on the Petition of sundry Citizens of Clarendon, praying a repeal of the law respecting Brigade Encampments.

Pursuant to notice and by leave of the House, Mr. HOLLAND introduced a Bill to alter and amend the law in relation to licenses granted to tavern keepers and retailers of spirituous liquors; which was Read the first time, and referred to the Committee on Roads, Bridges ond Ferries.

Mr. JOEL SMITH gave notice, that he will ask leave to-morrow, to introduce a Bill to regulate the fees of Solicitors and Commissioners in Equity, Attorney's at Law and Officers of Court.

On motion of Mr. CANNON,

Resolved, That the Committee on Privileges and Elections be directed to require that the Polls, for Spartanburg District, shall be opened at the Court House on Monday only, and on the day following, both at the Court House, and all other places of election, and to meet on Wednesday following, at the Court House, count the votes and declare the election.

Pursuant to notice, and by leave of the House, Mr. W. GILMORE SIMMS intrduced a Bill to maintain in the freeholder, the integrity of the freehold, by the exemption of real Estate from levy and sale under execution, and for other purposes; which was Read the first time and referred to the Committee on the Judiciary.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports:

On the Petition of Leroy Secrest, Sheriff of Lancaster, and

On Petition of John W. Baker, praying to be refunded a double tax; which were ordered for consideration to-morrow.

Mr. MEMMINGER, from the same Committee, to whom was referred a Resolution as to the expediency of imposing a double tax upon all free colored persons, reported a Bill to provide for the more effectual collection of taxes from free persons of color; which was read the first time and ordered to be read a second time to-morrow.

Mr. MEMMINGER, from the same Committee, Reported a Bill, to make appropriations for the year, commencing in October, one thousand eight hundred and forty-five; which was Read on the first time, and ordered to be Read a second time to-morrow.

Mr. PORTER presented the Memorial of the City Council of Charleston, praying the passage of an Act, authorizing them to build a bridge over Ashley River; which was referred to the Committee on Roads, Bridges and Ferries and ordered to be printed.

Mr. PORTER gave notice, that he will ask leave to-morrow, to introduce a Bill, to authorize the City Council of Charleston, to build a bridge across Ashley River.

Mr. AIKEN, from the commission appointed at the last Session, to exrmine the Fee Bill, Reported a Bill to alter the law, in relation to certain Fee's of certain Officers of the State, and for other purposes; which was Read the first time, and ordered to be Read the second time to morrow.

Mr. CARN from the Committee on Roads, Bridges and Ferries, to whom were referred sundry Petitions, Memorials and Presentmens, praying for the chartering of certain Bridges and Ferries and the establishing of certain Roads, reported "A Bill to establish certain Roads, Bridges and Ferries, which was read the first time and ordered to be read a second time to-morrow.

Mr. HUNT, from the Committee on the Judiciary made Reports:

On A Bill to inflict capital punishment on slaves or free persons of color, guilty of the seduction of white women, and

On A Bill to vest in Martin Oakes and his heirs forever, all the right, title and interest of the State to and in a certain tract of land, in the District of Darlington, which were ordered for consideration to-morrow.

Mr. CAREW presented the account of The Steam Saw Mill of Charleston, for plank furnished at the Citadel; which was referred to the Committee on Claims.

Mr. BROOKS presented the Petition of Joseph Jay, praying to have a double tax refunded; which was referred to the Committee of Ways and Means.

On motion of Mr. W. GILMORE SIMMS,

A message was ordered to be sent to the Senate proposing to go into an election for Superintendent of Public Works, to-morrow at 1 o'clock, P. M.

Mr. HENRY, from the Committee on District officers and offices, made Reports:

On A Bill to alter and amend the second section of an Act entitled "An Act to provide for the election of Tax Collectors by the people," passed the 21st of December 1836.

On A Bill to alter the law in relation to Magistrate's executions and the duty of Sheriffs as to executions in their offices, and

On a resolution as to the expediency of employing some fit person to compile all the laws now in force in regard to the powers and duties of Magistrates, which were ordered for consideration to-morrow.

On motion of Mr. MIDDLETON,

Ordered, That a message be sent to the Senate proposing to go into an election for Register of Mesne Conveyance for Georgetown District, to-morrow immediatley after the ballot for Superintendent of Public Works.

Mr. CANNON, from the Committee on Grievances, made Reports,

On the Presentment of the Grand Jury of Sumter District in regard to grog shops, and

On the Petition of Jesse Patrick; which were ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Reports were considered and agreed to:

Reports of the Committee on the Judiciary,

On the Presentment of the Grand Jury of Greenville, respecting small trespasses;

On the Presentment of the Grand Jury of Chester, on confessions of Judgments;

On the Memorial of sundry inhabitants of Horry, on the subject of dower;

On the Petition of sundry citizens of Sumter, praying an increase of the jurisdiction of Ordinaries,

On a resolution as to limiting the Judges in their charges to juries on matters of fact, and

On the Presentment of the Grand Jury of Sumter, recommending an extension of the jurisdiction of Magistrates.

The Report of the Committee on Education.

On the Petition of the Town Council of Moultreville and sundry inhabitants, praying for a fund to establish a Free School.

The Report of the Medical Committee,

On the Account of Dr. J. A. Mayes, and

The Report of the Committee on Agriculture,

On the Memorial of the State Agricultural Society, praying an appropriation.

A Bill to confirm titles to such persons as have taken out Grants of Lands, reserved by the State on certain conditions, and for other purposes was ordered *to lie on the Table.*

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on Education,

On so much of the Governor's Message No. 1, as relates to the salary of a Tutor in the South Carolina College.

Report of the Committee on Pensions,

On the Petition of John W, Knowlton.

Report of the Special Committee,

On the Governor's Contingent Accounts.

Reports of the Medical Committee,

On the Petition of Dr. R. C. Griffin;

On the account of Dr. T. J. Flinn;

On the account of Dr. J. W. Duncan;

On the account of Dr. John Holland;

On the accounts of Dr. J. W. Tarrant, and

On the account of Dr. J. E. Bignon.

A Bill to establish the office, prescribe the duties and fix the salary of State Reporter, was read the second time and ordered to be sent to the Senate.

A Bill to restore the law in relation to the pay of jurors, was read the second time, and the question being put, Shall this Bill be sent to the Senate? it passed in the affirmative.

Yeas 55. Nays 58.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are the

Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	Herndon,	Pinckney,
John A. Alston,	Hunt,	Porter,
Barnes,	Irby,	Poyas,
W. C. Black,	Jamison,	Pressly,
Brooks,	J. H. King,	Rodgers,
Broyles,	H. S. King,	Seymour,
Carew,	McMichael,	D. T. Simms,
Chesnut,	Maxwell,	Joel Smith,
DeSaussure,	Memminger,	Torre,
Dickinson,	Middleton,	Tandy Walker,
P. E. Duncan,	Miller,	Wallace,
Ellerbe,	Mordecai,	Ware,
English,	Noble,	Whaley,
Giles,	O'Hanlon,	Charles Williams,
Grimball,	Orr,	G. W. Williams,
Hardin,	E. G. Palmer,	Wilson,
Edward Harleston	Perrin,	Yates and
John Harleston,	Phillips,	Zimmerman,

Those who voted in the negative, are

Messrs. W. J. Alston,	Fair,	Mills,
Beckham,	Foster,	Moody,
Bedon,	Gary,	Northrop,
Bethea,	Geiger,	Oswald,
Joseph A. Black,	Gibbs,	Pope,
Blakeny,	Haigler,	Read,
Brown,	Hardee,	Shingler,
Bull,	Harley,	W. G. Simms,
Burrows,	Henry,	E. P. Smith,
Calhoun,	Holland,	Henry Smith,
Cannon,	Hough,	Snowden,
Carn,	Johnson,	Stephens,
Chandler,	Littlejohn,	Strobhart,
Cooper,	McCarthy,	Traylor,
C. J. Crawford,	McCully,	Watson,
A. H. Crawford,	Manning,	Wingard and
J. G. W. Duncan,	Mayes,	Wright.
Ervin,	Means,	

A Bill to raise supplies for the year commencing in October, one thous-

and eight hundred and forty five, was read the second time and ordered to be sent to the Senate.

The following Report was called for consideration:

The Committee on Agriculture, to whom was referred so much of the Governor's Message No. 1, as relates to the Geological Survey, beg leave to Report: That they have had the subject submitted to them under consideration, and from all of the facts which they have been able to collect on the progress of the Geological Survey, under its late and present incumbent, they have been led to the conviction that the work has attained to a point of completion, which renders its farther prosecution wholly unnecessary. They therefore recommend, that the office of Geological Surveyor be discontinued, and that Mr. Tuomey (the present incumbent) be allowed until the ensuing spring to to complete his final Report.

They further recommend that the Committee on Agriculture be authorized to contract for the printing of the Report when completed, and be also allowed to collect and bind fifty copies of the Geological Survey, begun and completed by Mr. Ruffin and Mr. Tuomey, to be deposited in the Legislative Library.

After discussion thereon, on motion of Mr. MEMMINGER, the Report was ordered to lie on the Table; when Mr. MEMMINGER submitted the following Resolution:

Rhsolved, That it is expedient to continue the Geological Survey of this State, for another year, and the question being put, will the House agree to the Resolution? It was decided in the negative:

Yeas 51. Nays 53.

The Yeas and Nays were requested and are as follows:

Those who voted in the affirmative are the

Hon. William F. Colcock, Speaker, and

Messrs.	W. J. Alston,	Herbert,	Phillips,
	Bauskett,	Henry,	Pinckney,
	Bedon,	Hunt,	Porter,
	Joseph A. Black,	Jamison,	Poyas,
	Wm. C. Black,	Johnson,	Read,
	Brooks,	H. S. King,	Sebring,
	Brown,	Littlejohn,	Seymour,
	Bull,	McCarthy,	W. G. Simms,
	Carew,	McMichael,	Simons,
	DeSaussure,	Manning,	E. P. Smith,
	Dickinson,	Means,	Strobhart,
	Ellerbe,	Memminger,	Sumter,
	English,	Middleton,	Torre,
	Fair,	Mordecai,	Whaley,
	Grimball,	Northrop,	G. W. Williams,
	Hardee,	O'Hanlon,	and Yates.
	Hardin,	Oswa'd,	

Those who voted in the negative, are:

Messrs.	Aiken,	Gibbs,	Pope,
	Barnes,	Giles,	Pressly,
	Beckham,	Haigler,	Rodgers,
	Bethea,	Harley,	Shingler,

Blakeney,	Herndon,	D. T. Sims,
Broyles,	Holland,	Henry Smith,
Calhoun,	Hough,	Joel Smith,
Cannon,	Irby,	Stephens,
Chandler,	J. H. King,	Traylor,
Cooper,	McCully,	Tandy Walker,
C. J. Crawford,	Mayes,	Wallace,
A. H. Crawford,	Miller,	Ware,
J. G. W. Duncan,	Mills,	Watson,
P. E. Duncan,	Moody,	Chas. Williams,
Ervin,	Noble,	Wilson,
Foster,	Orr,	Wright, and
Gary,	E. G. Palmer,	Zimmerman.
Geiger,	Perrin,	

On motion of Mr. E. G. PALMER, the House re-considered the vote taken on agreeing to said Resolution, and it was ordered to lie on the Table.

The following Message was received frem the Senate:

IN THE SENATE, December 5, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a ballot for Superintendent of Public Works to-morrow at 1 o'clock, and immediately thereafter into a ballot for Register of Mesne Conveyance for Georgetown District.

By order of the Senate:

ANGUS PATTERSON, *President.*

On motion of Mr. HUNT,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to morrow.

On motion of Mr. J. H. KING, the House adjourned at 7 minutes past 4 o'clock, P. M.

Saturday, December 6, 1845.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a Quorum being present, the Journal of yesterday's proceedings was read.

Additional Member.—Mr. ISIDORE LARTIGUE, from St. Peters.

The Senate returned with their concurrence:

A Resolution to adjourn the General Assembly on Monday the 15th inst., *sine die,* and

The Report of the Committee on Public Buildings, on the Memorial of the Commissioners of Public Buildings for Georgetown District.

The Senate sent to this House for concurrence;

The Report of the Committee on Military and Pensions, on the Petition of Thomas W. Huey, administrator of William Pardue, praying to paid arrears of pension; which was referred to the Committee on Pensions;

The Report of the Committee on Agriculture and Internal Improvements, on the Resolution of inquiry as to the large Balance for the adjustment of weights and measures, to be furnished to this State under an Act of Congress; which was referred to the Committee on District Offices and Officers;

And the Report of the Special Committee on the Military and contingent accounts of the Governor; which was referred to the Special Committee of this House, charged with the examination of the Executive accounts.

The Senate sent to this House, a Bill to alter and amend the Law concerning the custody and care of derelict estates by the Ordinary; which was read the first time and referred to the Committee on the Judiciary;

And a Bill to repeal a part of the third section of an act passed the 18th day of December, 1844, entitled "An Act to make further provision for the security of public monies, under the control of the different Board of Commissioners in the State," and to exempt the Commissioners of the Poor for Charleston Neck, from the operation of the second clause of the said Act; which was read the first time and referred to the Committe on District offices and officers.

The Speaker laid before the House the private Report of the President of the Bank of the State of South Carolina; which was referred to the Special Committee appointed to nominate suitable persons for President and Directors of the Bank of the State of South Carolina.

The Speaker also laid before the House, the Report of the Solicitor of the Eastern Circuit on District offices; which was referred to the Committee on District Offices and Officers.

Leave of absence was granted to Mr. J. HUME LUCAS, for the remainder of the Session on account of the indisposition of his family.

Mr. PORTER obtained leave to withdraw the Petition of John Strohecker and others, praying some action on the part of the State in relation to the slaves released from the Schooner enterprize, presented at the last Session of the General Assembly.

Mr. ZIMMERMAN presented the Petition of sundry citizens of Darlington, praying for the change of a place of Election; which was referred to the Committee on Privileges and Elections.

Mr. HOLLAND presented the account of Dr. William M. Burt, for medical attention to a prisoner in Jail, by order of Judge Frost; which was referred to the Committee on Claims.

Mr. BEDON presented the Petition of Sundry citizens of Colleton District, praying that the Thompsonian practitioners of medicine may claim legal remuneration for services rendered; which was referred to the Medical Committee.

Mr. GRIMBALL presented the Petition of the Members of the Boards of Commissioners of Cuts and Roads of St. John's Colleton, praying to be reunited as one Board; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CHARLES WILLIAMS presented the account of John Hudgins, Sheriff of Laurens District, for Blankets furnished the Jail; which was referred to the Committee on Claims.

Mr. CHANDLER obtained leave to withdraw the account of Dr. J. A. Mayes for a *post mortem* examination.

Mr. LARTIGUE presented the Return of the Commissioners of Free

Schools for the Parish of St. Peter's, for 1845; which was referred to the Committee on Education.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports

On a Bill, from the Senate, to authorize John W. Leak to erect the Mills on Thompson's Creek, near Cheraw, and

On the Petition of Benjamin Godfrey, praying payment for work done on the State road; which were ordered for consideration on Monday next.

On motion of Mr. MIDDLETON, the Committee on Internal Improvements was discharged from the consideration of the Petition of sundry citizens of Clarendon, praying the opening of a public road into the Santee Swamp, and the same was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. CARN, the Committee on Roads, Bridges and Ferries, was discharged from the consideration of the Petition of the Board of Commissioners of Clarendon, praying a reduction of the rate of ferriage at Vance's Ferry, and the same was referred to the Committee on Internal Improvements.

Mr. CARN, from the Committee on Roads. Bridges and Ferries, made Reports

On the Petition of sundry citizens of Union District, praying that leave may be granted to open a new road, and

On a Bill to alter and amend the Law in relation to licenses granted to tavern keepers and retailers of spirituous liquors; which were ordered for consideration on Monday next.

Mr. JAMISON, from the Committee on the Military, to whom were referred the Petition of the Hilton Head Beat Company, praying to be exempted from certain portions of militia duty, and the Petition of the Officers of the 9th Regiment of Cavalry, praying that their recruiting limits be enlarged, reported a Bill to exempt the Hilton Head Beat company from regimental and battalion reviews and for other purposes; which was read the first time and ordered to be read a second time on Monday next.

Mr. DESAUSSURE, from the Committee on Federal Relations, to whom was referred a resolution of enquiry as to alledged abuses in the execution of the law, relating to colored seamen coming into this State, and propriety of amending the same, made a Report, which was ordered for consideration on Monday next, and ordered to be printed.

Mr. MEMMINGER, from the Committee of Ways and means, made Reports

On the Petition of William G. Rains, praying to be refunded a double tax;

On the Petition of Lewis Weatherbee, praying to be refunded a double tax, and

On the Petition of M. Suber, praying to be refunded a double tax; which were severally ordered for consideration on Monday next.

On motion of Mr. HERNDON, the Committee on Claims was discharged from the consideration of the Petition of Thomas P. Cooper, praying payment of an Engineering account, and the same was referred to the Committee on Internal Improvements.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Petition of Jacob Stevens;

On the account of Joseph A. Hines.

On the account of M. M. Levy, Sheriff of Kershaw.

On the Petition of Isham Clements;

On the account of H. F. & G. E. Strohecker;
On the account of F. A. Joseph;
On the account of John Stubs;
On the Petition of the Harmony Lodge, No. 17, of Barnwell;
On the account of A. S. Johnston;
On the account of James T. Aldrich;
On the Petition of Joseph Barton;
On the account of Todd & Wyatt;
On the Petition of Robert Hann;
On the Petition of Robert Neilson;
On the Petition of John Moore;
On the account of A. S. Willington & Co. and
On the Petition of Thomas R. McClintock; which were severally ordered for consideration on Monday next.

Mr. HENRY, from the Committee on District Offices and Officers made Reports,

On the Presentment of the Grand Jury of Sumter District, Spring term 1845, as to the disposition by the Ordinary of the derelict estates of intestates;

On the Presentment of the Grand Jury of Union District, relating to the number of Magistrates and Constables, and the mode and manner of their appointment;

On the Presentment of the Grand Jury of Sumter District, Fall term 1845, relating to the jurisdiction of Magistrates, and

On the Presentment of the Grand Jury of Colleton, Spring term 1845, relating to the power of Commissioners of roads, poor and public buildings to impose taxes; which were severally ordered for consideration on Monday next.

On motion of Mr. HUNT,

The Committee on the Judiciary was discharged from the further consideration of sundry presentments of Grand Juries in relation to the license law; and the same were referred to the Committee on Roads, Bridges and Ferries.

Mr. HUNT, from the Committee on the Judiciary, made a Report on the Presentment of the Grand Jury of Marlborough on the subject of a State witness; which was ordered for consideration on Monday next.

The Senate then attended and joined the House in a ballot for Superintendent of Public Works.

On motion of Mr. HUNT,

The Committee on the Judiciary was discharged from the consideration of the Petition of the citizens of Barnwell, praying for certain amendments of the Patrol Law and the same was referred to the Committee on Colored Population.

Mr. MIDDLETON, from the Committee on Internal Improvements to whom was referred the Petitions from citizens of St. George's Dorchester, Barnwell District and the city of Charleston, praying the Incorporation of the Edisto and Ashley Canal Company, and a Bill to Incorporate the Edisto and Ashley Canal Company, made a report, which was ordered for consideration on Monday next.

The Senate then attended and joined the House in a ballot for Register of Mesne Conveyances for Georgetown District.

Mr. HERNDON, from the Committee on Claims, made Reports,

On the Memorial of William L. Keith, Clerk of Pickens District, and

On the account of Charles H. Allen; which were ordered for consideration on Monday next.

Mr. W. J. ALLSTON, from the Committee on Public Buildings made Reports,

On the Petition of Eleazer Waterman, and

On the Presentment of the Grand Jury of Newberry, and the Petition of citizens of Newberry District respecting the Public Square on which the Court House and Jail stand; which were ordered for consideration on Monday next.

On motion of Mr. WALLACE,

Resolved, That it be referred to the Committee on the Judiciary to enquire into and report to this House, as to the propriety and necessity of providing by law, that hereafter, no female shall be divested by her marriage of her title to any property which she may possess, or have the right to possess at the time of her marriage; or which she may afterwards receive from her parents or any other person as a gift, advancement, devise or inheritance, or by any other means, and that the Committee have leave to report by Bill otherwise.

Mr. JOSEPH A. BLACK presented the account of P. M. Johnson for work done for the State, which was referred to the Committee on Claims.

Mr. HAIGLER gave notice that he will on Monday next ask leave to introduce a Bill to reduce the toll of small wagons at certain toll gates on the State Road.

Mr. MEMMINGER presented the proceedings of the City Council of Charleston in relation to the Memorial of the City Guard, praying the repeal the law which prevents them from voting at City Elections, which was ordered to be printed.

Mr. MIDDLETON gave notice that he will on Monday next ask leave to introduce a Bill to amend the 6th section of an Act entitled "An Act for the better regulation and government of free negroes and free persons of color and for other purposes," ratified on the 23rd December, 1822.

Mr. MOODY presented the Petition of Henry Davis, praying payment of a claim against the State; which was referred to the Committee on Claims.

Mr. NORTHROP, from the Committee on Education, to whom had been recommitted the report of the same Committee on so much of the Governor's Message No. 1, as relates to the Office of Superintendent of Education, made a Report which was ordered for considerationon, Monday next.

Mr. FAIR, from the Committee appointed to count the ballots cast for Register of Mesne Conveyances for Georgetown District, reported that J. C. Sessions received 76 votes, which was a majority of the ballots cast: whereupon the Speaker announced that J. C. Sessions is duly elected.

Mr. NORTHROP, from the Committee on Education, made a report on a Bill to prevent the Professors and Tutors of the South Carolina College from leaving the State; which was ordered for consideration on Monday next.

Mr. SIMONS, from the Charleston Delegation to whom was referred the Memorial of the citizens of Charleston Neck, reported a Bill to authorize the Commissioners of Cross Roads on Charleston Neck to build a Guard House and for other purposes, which was read the first time, and ordered to be read a second time on Monday next.

Pursuant to notice, and by leave of the House, Mr. PORTER, introduced a Bill to authorize the City Council of Charleston to establish a Bridge over Ashley River and for other purposes therein mentioned, which was read the first time and referred to the Committee on Roads, Bridges and Ferries.

Mr. HUNT presented the Memorial of the Charleston Bridge Company

against the grant of a charter to build a bridge over Ashley River; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. NORTHROP,

The Committee on Education was discharged from the consideration of a resolution as to the propriety of organizing the Board of Trustees of the South Carolina College in such manner that one of the Trustees shall be elected from each Judicial District, and the same was referred to the Committee charged with the nomination of suitable persons for Trustees of said College.

Mr. J. G. W. DUNCAN, from the Committee appointed to count the ballots cast for Superintendent of Public Works, reported that no candidate had received a majority of the ballots cast, and consequently there is no election

The following Message was then received from the Senate:

IN THE SENATE, December 6, 1845.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a second ballot for Superintendent of Public Works.

By order of the Senate:

ANGUS PATTERSON, *President.*

In which the House concurred and returned an answer.

Mr. HUNT, from the Committee on the Judiciary, made a report on a Bill to amend the practice in the Court of Chancery; which was ordered for consideration on Monday next.

The Senate then attended and joined the House in a second ballot for Superintendent of Public Works.

On motion of Mr. MEMMINGER, the following Resolution was taken up:

Resolved, That it is expedient to continue the Geological Survey for another year.

On motion of Mr. MEMMINGER, the Resolution was amended by adding after the word "year," the words, "in the Upper and Lower Divisions of the State."

On motion of Mr. HUNT, a call of the House was then ordered, and the Roll being called three times, all the members answered to their names, except Messrs. BAUSKETT, BLAKENEY, CHESNUT, FOSTER, GAILLARD, GARY, GEDDES, GRIFFIN, HEYWARD, LEGARE, P. P. PALMER, STUART, J. M. WALKER, and TANDY WALKER.

Mr. JAMES M. WALKER was reported to be sick. Mr. CHESNUT was reported to be absent on account of the sickness of his family, and Messrs. GARY and FOSTER were engaged in counting the ballots cast for Superintendent of Public Works.

Further proceedings in the call were then dispensed with;

And the question was put, Will the House agree to the Resolution, as amended? Which passed in the affirmative.

The yeas and nays were requested and are as follows:

Yeas 59. Nays 52.

Those who voted in the affirmative, are the

Hon. W. F. Colcock, Speaker, and

Messrs. John A. Alston, Hardin, O'Hanlon,

W. J. Alston,
Bauskett,
Bedon,
Joseph A. Black,
W. C. Black,
Brooks,
Brown,
Burrows,
Carew,
Carn,
Chandler,
Cooper,
DeSaussure,
Dickinson,
Ellerbe,
English,
Fair,
Grimball,
Hardee,
E. Harleston,
J. Harleston,
Herbert,
Henry,
Hunt,
Jamison,
Johnson,
B. S. King,
Littlejohn,
McCarthy,
McMichael,
Manning,
Mayes,
Means,
Memminger,
Middleton,
Mordecai,
Northrop,
Oswald,
Phillips,
Pinckney,
Porter,
Poyas,
Read,
Sebring,
Seymour,
W. G. Simms,
Simons,
E. P. Smith,
Snowden,
Strobhart,
Sumter,
Torre,
Whaley,
G. W. Williams,
and Yates.

Those who voted in the negative are:

Messrs. Aiken,
Barnes,
Beckham,
Bethea,
Broyles,
Calhoun,
Cannon,
C. J. Crawford,
A. H. Crawford,
J. G. W. Duncan,
P. E. Duncan,
Ervin,
Foster,
Gary,
Geiger,
Gibbs,
Giles,
Haigler,
Harley,
Herndon,
Holland,
Hough,
Irby,
J. H. King,
Lartigue,
McCully,
Maxwell,
Miller,
Mills,
Moody,
Noble,
Orr,
E. G. Palmer,
Perrin,
Pope,
Pressly,
Rodgers,
Shingler,
D. T. Sims,
Henry Smith,
Joel Smith,
Stephens,
Traylor,
Tandy Walker,
Wallace,
Ware,
Watson,
Charles Williams,
Wilson,
Wingard,
Wright, and
Zimmerman.

The Resolution was then ordered to be sent to the Senate for concurrence:

Mr. MEMMINGER submitted the following Resolution, which was considered immediately and agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Committee on Agriculture of this House be authorized to contract for the printing of the Geological Report, when completed, and be also allowed to collect and bind fifty copies of the Geological Survey, begun and completed by Mr. Ruffin and Mr. Tuomey, to be deposited in the Legislative Library.

Mr. FOSTER, from the Committee appointed to count the votes given fo Superintendent of Public Works at the second ballot, reported that no cand date had received a majority, and that consequently there was no election.

A message was ordered to be sent to the Senate, proposing to go forthwit

into another ballot for Superintendent of Public Works: to which the following answer was returned:

IN THE SENATE, December 6, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go forthwith into another ballot for Superintendent of Public Works.

By order of the Senate.

ANGUS PATTERSON, President.

The Senate then attended and joined the House in a third ballot for Superintendent of Public Works.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to abolish the punishment of death in cases of Forgery and Counterfeiting, was read the second time and ordered to be sent to the Senate.

Mr. BROOKS submitted the following Resolution, which was ordered to *lie on the Table.*

Resolved, That the President of the Bank of the State of South Carolina be required to inform this Legislature, during its present session, if a new Company has been formed which has purchased the Nesbitt Iron Works, with the appurtenances necessary to carry on the business—if the authorized loan of the amount and interest due by the said Nesbit Manufacturing Company, has been made, and if all the conditions of said loan have been complied with.

Mr. TORRE, from the Committee appointed to investigate the Bank of the State of South Carolina, at Charleston, made a Report on the liabilities of the Directors; which was referred to the Committee appointed to nominate suitable persons for President and Directors of said Bank.

On motion of Mr. ORR, ordered that when this House adjourns, it shall be adjourned to meet at 11 o'clock A. M. on Monday next.

On motion of Mr. ORR, the House adjourned at 45 minutes past 4 o'clock P. M.

Monday December 8, 1845.

At the hour to which the house was adjourned, the Clerk called the Roll when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The Speaker laid before the House the Report of the Commissioners appointed to represent the State in the meetings of the South Carolina Rail Road Company and the South Western Rail Road Bank, which was referred to the Committee on Internal Improvements.

The Senate returned, with their concurrence, the Report of the Special Committee on the Governor's contingent accounts.

The Senate sent to this House for concurrence,

The Report of the Special Committee on so much of the Governor's Message, as relates to the death of General Andrew Jackson; which was referred to the Special Committee of this House charged with that subject.

The Senate sent to this House, a Bill to amend an Act entitled "An Act to amend the Act of one thousand seven hundred and eighty eight, commonly called the prison bounds Act," passed the 19th December 1833: which was read the first time and referred to the Committee on the Judiciary.

The Speaker laid before the House the account of Thomas W. Glover, Clerk of the House of Representatives, for paper and stationery; which was referred to the Committee on Claims.

Mr. SIMONS gave notice, that he will ask leave to-morrow to suspend the 74th Rule of this House.

Mr. GIBBS, from the Committee appointed to count the votes given on the third ballot for Superintendent of Public Works, reported that no candidate had received a majority and consequently there is no election.

The Speaker laid before the House, the Report of the Solicitor of the Northern Circuit on District officers and their offices; which was referred to the Committee on District Offices and Officers.

On motion of Mr. HENRY,

Ordered, that a message be sent to the Senate proposing to go into another ballot for Superintendent of Public Works, this day at half past 12 o'clock.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, to whom was referred the Memorial of the City Council of Charleston, also a Bill to authorize the City Council of Charleston to establish a bridge over Ashley River and for other purposes therein mentioned, and also the Memorial of the Charleston Bridge Company, made a Report; which was ordered for consideration to-morrow.

Mr. CARN, from the same Committee, reported a Bill to authorize the City Council of Charleston to establish a Bridge over Ashley River, and for other purposes therein mentioned; which was read the first time and ordered to be read a second time to-morrow.

Mr. MANNING presented the Memorial of John N. Davis, praying a re-charter of his ferry over the Santee River; which was referred to the Committee on Internal Improvements.

Mr. MIDDLETON, from the Committee on Internal Improvements to whom was referred the Petition of the Board of Commissioners of Clarendon, praying a reduction of the toll at Vance's Ferry, reported a Bill to vest in the Superintendent of Public Works the ferry on the Camden Road, across Santee River; which was read the first time, and

On motion of Mr. MANNING,

The Bill and report were recommitted to the same Committee.

Mr. MIDDLETON, from the same Committee, to whom was referred the Petition of the South Carolina Rail Road Company, for a Bridge across Santee or Wateree river, and a road to the Rail Road, and also further privilege of a Bridge across the Savannah River at Hamburg, reported a Bill to vest in the South Carolina Rail Road Company the right of crossing the Savannah River, at Hamburg; which was read the first time and ordered to be read a second time to-morrow.

Mr. CAREW, from the Special Joint Committee appointed to nominate

suitable persons for President and Directors of the Bank of the State of South Carolina, made a report recommending the following gentlemen:

For President, *F. H. ELMORE.*

For Directors, *D. C. WEBB,*
SAMUEL BURGER,
ALEXANDER McDONALD,
J. S. BOWIE,
ROBERT CALDWELL,
WILLIAM A. CARSON,
WILLIAM C. DUKES,
WILLIAM M. LAWTON,
HALL T. McGEE,
G. N. REYNOLDS,
M. T. MENDENHALL,
WILLIAM B. PRINGLE,

which Report was ordered to *lie on the table*, and to be printed.

Mr. E. G. PALMER, from the Committee on Agriculture, made a Report on the Memorial of the State Agricultural Society, praying Legislative protection to the Sheep Growers of South Carolina by laying a tax on dogs; which was ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the Petition of sundry citizens of Clarendon, praying the opening of a new road into the Santee Swamp; which was ordered for consideration to-morrow.

Mr. IRBY, from the Committee on Pensions, made Reports

On the Petition of Thomas W. Huey, administrator of Wm. Pardue;

On the Petition of Mary M. Hatch; and

On the Petition of Mary Miller,

Which were severally ordered for consideration to-morrow.

Mr. DESAUSSURE, from the Committee on Federal Relations, made a Report

On a Resolution of enquiry, as to what action, if any, be necessary to be had at the present session of the Legislature in reference to the late Act of Congress, prescribing the time for holding elections of Electors of President and Vice President of the United States; which was ordered for consideration to-morrow, and to be printed.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report on a Bill to borrow money on the faith of the State, and to loan the same to the people of certain districts of this State; which,

On motion of Mr. HENRY, was made the special order of the day for to-morrow, at 10 minutes past 3 o'clock P. M.

Pursuant to notice and by leave of the House, Mr. MIDDLETON introduced a Bill to amend the sixth section of an Act, entitled "An Act for the better regulation and government of Free Negroes and persons of color, and for other purposes," ratified on the 23d of December, 1822; which was read the first time, and referred to the Committee on Colored Population.

Pursuant to notice and by leave of the House, Mr. HAIGLER introduced a Bill to reduce the toll of small wagons at certain Toll Gates on the State

road, from Charleston to Columbia; which was read the first time and referred to the Committee on Internal Improvements.

The following message was received from the Senate:

IN THE SENATE, December 8, 1845.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a fourth ballot for Superintendent of Public Works to day at half past twelve o'clock.

By order of the Senate.

ANGUS PATTERSON, President.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bill was read the second time and ordered to be sent to the Senate:

A Bill to authorize persons practicing medicine under the Botanic or Thompsonian system, to receive compensation for their services.

On motion of Mr. BAUSKETT, a Bill to require the trial of slaves and free persons of color charged with capital offences to be had at the Court House of the District in which the offence is committed, was *taken up*, and read the second time and sent to the Senate.

The Report of the Committee on the Military, on a Resolution sent from the Senate for procuring two thousand copies of Macomb's Tactics, recommending a concurrence in said Resolution, was called for consideration:

On motion of Mr. TORRE, a Message was sent to the Senate asking leave to amend the Resolution by inserting, after the words "Militia officers of the State," the following words, "and also two hundred and fifty copies of a book of Instructions for Field Artillery, Horse and Foot, compiled by a Board of Artillery officers, published at Baltimore by Joseph Robins, in 1845, and the system therein laid down, be adopted in the Artillery service of this State."

The House considered and agreed to the Report of the Committee on the Military, on the Petition of the Washington Greys, praying for permission to hold Company Courts Martial.

Mr. TORRE, from the Special Joint Committee, appointed to examine the Bank of the State of South Carolina, at Charleston, made a Report; which was ordered for consideration to-morrow and ordered to be printed.

On motion of Mr. ORR, leave of absence was granted to Mr. BROYLES, after this day, on account of important business.

The Senate then attended and joined the House in a fourth ballot for Superintendent of Public Works.

The following Message was received from the Senate:

IN THE SENATE, December 8, 1845.

Mr. Speaker and Gentlemen:

Senate grants leave to your House to amend the Resolution from Senate, "for procuring two thousand copies of Macomb's Tactics," by inserting after w he words following, to wit, "and

also two hundred and fifty copies of a book of Instructions for Field Artillery, Horse and Foot, compiled by a Board of Artillery officers, published at Baltimore, by Joseph Robinson, 1845, and the system therein laid down, be adopted in the Artillery service of this State."

By order of the Senate:

ANGUS PATTERSON, President.

The Resolution so amended was then agreed to and ordered to be returned to the Senate.

Mr. AIKEN, from the Special Joint Committee appointed to examine the Branch of the Bank of the State of South Carolina, at Columbia, made a Report; which was ordered for consideration to-morrow and to be printed.

Mr. GRIMBALL, from the Committee appointed to count the votes given on the fourth ballot for Superintendent of Public Works, reported, that Mr. Ancrum received 75 votes, Mr. Alston 43, Mr. Shingler 19, and Mr. Law 10. Seventy-four being a majority, the Speaker announced that Mr. W. W. Ancrum is elected.

On motion of Mr. MEMMINGER, the House then proceeded to the consideration of "a Bill to amend the Constitution of the State, in relation to dueling," which had been made the special order of the day, for this day, at 1 o'clock, P. M.

The Bill was read the second time, and the question being put, Shall this Bill be sent to the Senate? it was decided in the negative, two thirds of the Representation in this House not agreeing thereto.

Yeas 64. Nays 47.

The yeas and nays were taken agreeably to the provisions of the Constitution, and are as follows:

Those who voted in the affirmative, are the

Hon. William F. Colcock, and

Messrs. Aiken,	Giles,	Moody,
John A. Alston,	Haigler,	O'Hanlon,
W. J. Alston,	Hardee,	Perrin,
Beckham,	Hardin,	Pinckney,
Bethea,	Harley,	Pope,
Joseph A. Black,	Herbert,	Pressly,
William C. Black,	Henry,	Rodgers,
Broyles,	Herndon,	Sebring,
Burrows,	Holland,	Seymour,
Calhoun,	Hough,	Shingler,
Cannon,	Irby,	Joel Smith,
Carn,	Johnson,	Stephens,
Chandler,	J. H. King,	Traylor,
Cooper,	H. S. King,	Wallace,
A. H. Crawford,	Littlejohn,	Watson,
J. G. W. Duncan,	McCully,	Charles Williams,
P. E Duncan,	Maxwell,	G. W. Williams,
Foster,	Mayes,	Wilson,
Gary,	Memminger,	Wingard,
Geiger,	Miller,	Yates and
Gibbs,	Mills,	Zimmerman.

Those who voted in the negative, are

Messrs. Barnes,	John Harleston,	Porter,
Bausket,	Jamison,	Poyas,
Bedon,	Lartigue,	Read,
Brown,	McCarthy,	D. T. Sims,
Bull,	McMichael,	W. G. Simms,
Carew,	Manning,	Simons,
Chesnut,	Means,	E. P. Smith,
C. J. Crawford,	Middleton,	Henry Smith,
DeSaussure,	Mordecai,	Snowden,
Dickinson,	Noble,	Strobhart,
Ellerbe,	Northrop,	Sumter,
English,	Orr,	Torre,
Ervin,	Oswald,	Ware,
Fair,	E. G, Palmer,	Whaley and
Grimball,	P. P. Palmer,	Wright.
E. Harleston,	Phillips,	

On the motion of Mr. HENRY, ordered that when this House adjourns it shall be adjourned to meet at 11 o'clock A. M. to-morrow.

On motion of Mr. HENRY the House then adjourned at 13 minutes past 4 o'clock P. M.

Tuesday, December 9, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the Journal of yesterday's proceedings was read.

Additional Member—Mr. C. L. GAILLARD, from Pendleton.

The Senate returned with their concurrence,

The Reports of the Committee on Claims,

On the account of James Cochran for public printing, and

On the account of W. F. Durisoe for public printing.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims and Grievances,

On the Petition of George Nickols, Sheriff of Spartanburg;

On the Petition of Robert Nelson;

On the account of the Charleston Mercury, and

On the account of John E. Grist, which were severally referred to the Committee on Claims of this House:

Report of the Committee on Agriculture and Internal Improvements,

On the Petition of L. H. Dickey in relation to his purchase of a portion of the Public Lands, and

A Resolution, instructing the Superintendent of Public Works to make a report in relation to the granite in the Locks of the Wateree Canal; which were referred to the Committee on Internal Improvements:

Report of the Committee on Military and Pensions,

On the Petition of Thomas W. Huey, Attorney, praying that arrears of pension due Thomas Walker, be paid to the Petitioner; which was referred to the Committee on Pensions:

Report of the Committee on the College, Educa ion and Religion, on the annual account of the College Treasurer; which was referred to the Committee on Education, and

The Report of the Committee on Federal Relations, on that part of the Governor's Message which relates to the cession by the State to the General Government of certain sites, on Sullivan's Island, and the Harbor of Charleston contiguous to Fort Moultrie; which was referred to the Committee on Federal Relations of this House.

The Senate sent to this House,

A Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern to the heirs of George Stairley and of Elizabeth C. Long, which was read the first time and referred to the Committee on the Judiciary, and

A Bill to Incorporate the village of Sumterville; which was read the first time and referred to the Committee on Incorporations;

Also a Bill to abolish Brigade Encampments; which was read the first time and referred to the Committee on the Military.

The following Message was received from the Senate:

IN THE SENATE, December 8, 1845.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on Pensions of your House, on the Petition of Edy Red, widow of Job Red, deceased, praying for a pension, by adding after the words "thirty dollars per annum," the following words, to wit," from the first day of March 1840."

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate to make the proposed amendment, and an answer was returned accordingly.

Pursuant to notice given yesterday and on motion of Mr. SIMONS, the 74th Rule of this House was suspended.

Mr. SIMONS presented the account of Thomas Gates for beef furnished to the Citadel and Magazine Guard; also the account of John C. Hoff for Stationery furnished the Citadel and Magazine Guard; which were referred to the Committe on Claims.

Mr. CARN presented the Petition of sundry citizens of Colleton District, praying that the taxes on property may hereafter be paid to the Collector of the District or Parish in which the property is located; which was referred to the Committee of Ways and Means.

Mr. FAIR, presented the Return of the Commissioners of Free Schools for Newberry District, for 1845; which was referred to the Committee on Education.

Mr. CHESNUT presented the Memorial of the Board of Commissioners of Public Buildings of Kershaw District, praying an appropriation for alterations and additions to the Court House of said District; which was referred to the Committee on Public Buildings.

Also, the account of W. B. Johnston, Editor of the Camden Journal, for public printing; which was referred to the Committee on Claims.

Mr. H. S. KING presented the Petition of sundry citizens of St. Paul's Parish, praying the incorporation of the Edisto and Ashley Canal Company; which was referred to the Cammittee on Internal Improvements.

Mr. JAMES M. WALKER presented the Memorial of the Scottish Guard, praying an act of incorporation; which was referred to the Committee on Incorporations.

Also the Memorial of the Faculty of the Medical College of South Carolina, asking an appropriation; which was referred to the Committee of Ways and Means.

Mr. J. A. ALSTON, presented the Petition of Peter Vaught, tax collector of All Saints, praying to be refunded twelve dollars being the amount of error in his tax receipts; which was referred to the Committee of Ways and Means.

Mr. HUNT, from the Committee on the Judiciary, made a Report on a Bill to maintain in the freeholder the integrity of the freehold, by the exemption of real Estate from levy and sale under execution, and for other purposes; which was ordered for consideration to-morrow.

Mr. HUNT, from the Committee on the Judiciary, to whom were referred the Presentment of the Grand Jury of Fairfield, recommending the establishment of the penitentiary system, and a resolution as to the expediency of substituting other punishmeht in place of whipping, reported a Bill to authorize the infliction of solitary confinement and confinement at hard labor in cases of conviction for felony; which was read the first time, and ordered to be read a second time to-morrow.

Mr. HUNT, from the same Committee, made Reports,

On a Resolution on the subject of seduction and slander; and

On the communication of the State Reporter, and on the Report of the Committee on the Judiciary of the Senate on the same subject; which were ordered for consideration to-morrow; and the Report on the subject of Seduction and Slander was ordered to be printed.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the Report of the Committee on the Judiciary, together with sundry Presentments of Grand Juries relative to the license law; which was ordered for consideration to-morrow.

Mr. TORRE, from the Committee on Colored Population, made a Report on a Bill to amend the sixth section of an Act entitled "an Act for the better regulation and government of free negroes and persons of color, and for other purposes," ratified on the 23rd of December, 1822; which was ordered for consideration to-morrow.

Mr. WILSON, from the same Committee, made Reports,

On the Petition of citizens of Barnwell, praying an amendment of the Patrol Laws, and

On the Petition of Elisha Blackman and others, praying for the emancipation of certain slaves; which were ordered for consideration to-morrow.

Mr. CHESNUT presented the Report of the Special Joint Committee appointed to examine the Branch of the Bank of the State of South Carolina at Camden; which was ordered for consideration to-morrow, and to be printed.

Mr. MEMMINGER, from the Charleston Delegation, made a Report,

On the Petition of certain members of the City Guard of Charleston, praying the repeal of the law which prevents non-commissioned officers and privates of the City Guard from voting at City Elections; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report,

On a Resolution of enquiry as to the expediency of changing the Agency for selling the public lots in the Town of Columbia; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was recommitted a Bill to vest in the Superintendent of Public Works the Ferry on the Camden road across Santee River, made a Report; which was ordered for consideration to-morrow.

Mr. MIDDLETON, from the same Committee, made a Report,

On a Resolution of enquiry as to the expediency and cost of a survey of Tyger River; which was ordered for consideration to-morrow.

Mr. NORTHROP, from the Committee on Education, after conference with the Committee of the Senate, made a Report, recommending the following persons for Trustees of the South Carolina College:

Messrs. R. F. W. ALSTON, of Georgetown District.
R. W. BARNWELL, of Beaufort District.
W. B. SEABROOK, of Colleton District
C. G. MEMMINGER, of Charleston District.
E. BELLINGER, of Barnwell District.
W. F. DeSAUSSURE, of Richland District.
J. GREGG, of Richland District.
WADE HAMPTON, of Richland District.
J. H. ADAMS, of Richland District.
J. L. MANNING, of Sumter District.
JAMES GILLESPIE, of Marlborough District.
F. W. DAVIE, of Chester District.
H. C. YOUNG, of Laurens District.
I. D. WITHERSPOON, of York District.
T. N. DAWKINS, of Union District.
THOMAS SMITH, of Darlington District.
J. N. WHITNER, of Anderson District.
T. J. WITHERS, of Kershaw District.
B. F. PERRY, of Greenville District.
J. BUCHANAN, of Fairfield District.

The Report was ordered for consideration to-morrow, and to be printed.

Mr. HUNT presented the Petition of Thomas N. Senross, praying payment of sundry evidences of debt of the State; which was referred to the Committee of Ways and Means.

Mr. AIKEN, from the Committee on Accounts, made a Report,

On the Contingent Accounts against the Upper Division of the Treasury; which was ordered for consideration to-morrow.

Mr. PORTER presented the Petition of John Strohecker, praying some action on the part of the State in relation to the slaves released from the Schooner Enterprize; which was referred to the Committee on Federal Relations.

Mr. PERRIN, from the Special Committee to whom was referred the Governor's Message No. 4, relating to the claim of Charles Parker, made a Report; which was ordered for consideration to-morrow, and to be printed.

Mr. HUNT submitted the following Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Surveyor General have permission to remove to the office in Charleston such Memorials, Plats or Plans of Towns as have a reference to Lands in Towns in the Lower Division; and that he have a like permission in removing to the office in Columbia, from that in Charleston, any Memorials, Plats or Plans of Towns belonging to the Upper Division.

Mr. HENRY submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Committees of this House, having in charge any of the business of the House be discharged from the further consideration of the same, and that all such business of a private nature be considered as withdrawn without further order of this House.

Mr. WILSON submitted the following Resolution, which was ordered to be considered immediately, agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Superintendent of Public Works be required to examine the Great Pee Dee River, during the next year, from Cheraw to the head of tide water, and report at the sitting of the next Legislature, the practicability of removing such obstructions as now impede the navigation of said River, and the probable cost of the same.

Mr. HUNT presented the Petition of D. L. McKay, praying payment of a certain demand against the State; which was referred to the Committee of Ways and Means.

Mr. PERRIN, from the Abbeville Delegation, made a Report on the Report of the Trustees of the Estate of Dr. De La Howe; which was ordered for consideration to-morrow.

On motion of Mr. HUNT, the order of business on the Calendar was so arranged as to give precedence to the Bills in the Orders of the day.

On motion of Mr. HAIGLER, a Bill to repeal the Law of 1819, concerning Vacant Lands within ten miles of the Public Works, was *taken up*, and

On motion of Mr. MIDDLETON, a Bill to confirm titles to such persons as have taken out grants of lands, reserved by the State, on certain conditions, and for other purposes, was also *taken up*.

The Report of the Committee on Internal Improvements, recommending that the Bill to repeal the Law of 1819, concerning Vacant Lands within ten miles of the Public Works, be rejected, was called for consideration.

On the question, Will the House agree to the Report? Tellers were called for and the House divided.

The Speaker appointed Messrs. SUMTER, OSWALD, MIDDLETON and CALHOUN to count the House. The question was then taken, and the Tellers reported 45 in the affirmative, and 57 in the negative, so the Report was not agreed to.

A Bill to repeal the Law of 1819, concerning Vacant Lands within ten miles of the Public Works, was then read the second time, and the question being put, Shall the Bill be sent to the Senate? Tellers were called for and the House divided.

The Speaker appointed Messrs. MEMMINGER, E. G. PALMER, WILSON, and BURROWS to count the House. The question was then taken, and the Tellers reported 56 in the affirmative, and 52 in the negative. The Bill was then sent to Senate.

On motion of Mr. JAMISON, a Bill to confirm titles to such persons as have taken out grants of lands reserved by the State, on certain conditions and for other purposes, was ordered to *lie on the Table.*

A Bill to establish certain Roads, Bridges and Ferries, was read the second time and ordered to be sent to the Senate.

Mr. McCARTHY presented the Report of the Trustees of the "Beaufort College," and the

Memorial of sundry citizens of St. Helena respecting the Beaufort College; which were referred to the Committee on Education, and the Report was ordered to be printed.

Mr. TORRE, from the Committee appointed to examine the Bank of the State of South Carolina, at Charleston, reported a Bill to facilitate the prosecution of suits and collection of debts by the Bank of the State of South Carolina and its Branches; which was read the first time and ordered to be read a second time to-morrow.

Mr. PINCKNEY, from the Special Committee to whom was referred the Petition of Henry Shultz, reported a Bill to amend an Act to incorporate the American and German Trading and Insurance Company: which was read the first time and ordered to be read a second time to-morrow.

On motion of Mr. PINCKNEY, the Reports of the Committee on Privileges and Elections, on the expediency of giving the election of Electors of President and Vice President to the People, and the Report of the Committee on Federal Relations, respecting an Act of Congress, prescribing the time for holding elections of Electors of President and Vice President, were made the Special Order of the day for Friday next, at 1 o'clock P. M.

On motion of Mr. HENRY, the House then proceeded to the consideration of a Bill to borrow money on the faith of the State, and to loan the same to the people of certain districts in this State; which had been made the Special Order of the day for this day, at 10 minutes past 3 o'clock, and after some time spent therein, the question was put, Will the House agree to the Report of the Committee of Ways and means, which recommended that it is inexpedient to pass the Bill? which passed in the affirmative and the Bill was consequently rejected.

Yeas 76. Nays 32.

The yeas and nays were taken agreeably to the provisions of the Constitution, and are as follows:

Those who voted in the affirmative, are the

Hon. William F. Colcock, and

Messrs. Aiken,	Hardee,	P. P. Palmer,
John A. Alston,	E. Harleston,	Perrin,
Bauskett,	John Harleston,	Phillips,
Bedon,	Harley,	Pope,
Bethea,	Holland,	Poyas,
Joseph A. Black,	Hunt,	Pressly,
Blakeney,	Jamison,	Porter,
Brooks,	Johnson,	Read,

Carew,	H. S. King,	Sebring,
Carn,	Lartigue,	Seymour,
Chandler,	Legare,	W. G. Simms,
Cooper,	McCarthy,	Simons,
C. J. Crawford,	McMichael,	Henry Smith,
A. H. Crawford,	Manning,	Joel Smith,
DeSaussure,	Maxwell,	Snowden,
J. G. W. Duncan,	Mayes,	Strobhart,
P. E Duncan,	Memminger,	Traylor,
Ellerbe,	Middleton,	J. M. Walker,
English,	Miller,	Wallace,
Ervin,	Moody,	Ware,
Gaillard,	Noble,	Watson,
Gary,	Northrop,	Whaley
Geiger,	O'Hanlon,	Wilson,
Grimball,	Orr,	Wingard and
Haigler,	E. G, Palmer,	Zimmerman.

Those who voted in the negative, are

Messrs. W. J. Alston,	Herbert,	Oswald,
Barnes,	Henry,	Pinckney,
Beckham,	Herndon,	Rodgers,
William C. Black,	Hough,	D. T. Sims,
Brown,	Irby,	E. P. Smith,
Calhoun,	J. H. King,	Stephens,
Cannon,	Littlejohn,	Sumter,
Fair,	McCully,	Charles Williams,
Foster,	Means,	G. W. Williams,
Gibbs,	Mills,	Wright.
Giles,	Mordecai,	

On motion of Mr. CARN,

Business was suspended at 45 minutes past 3 o'clock, till half past 6 o'clock P. M.

(RECESS.)

When the Speaker Resumed the Chair.

The House then proceeded in the consideration of the

GENERAL ORDERS.

A Bill to alter the sittings of the Courts of Law, in certain districts within the Northern, Middle, and Eastern Circuits was read the second time:

On motion of Mr. MEMMINGER,

The title of the Bill was amended by striking out all after the word "districts," and the Bill so amended was sent to the Senate.

A Bill to alter the sittings of the Courts of Law in certain districts within the Middle and Eastern Circuits was ordered to *lie on the table.*

On motion of Mr. DeSAUSSURE,

The Committee on Federal Relations was discharged from the consideration of the Report of the Committee on Federal Relations of the Senate, on that part of the Governor's Message relating to the cession by the State to the General Government, of certain sites on Sullivan's Island and the harbor of

Charleston contiguous to Fort Moultrie; and the same was referred to the Committee on the Military.

Mr. HUNT, from the Committee on the Judiciary, made a Report on "A Bill from the Senate, to alter and amend the law concerning the custody and care of derelict estates by the Ordinary;" which was ordered for consideration to-morrow.

A Bill to amend the 7th section of an Act, entitled "An Act to amend and explain the Militia Laws of this State," passed 19th December, 1809: was read the second time and sent to the Senate.

A Bill to alter and amend an Act, entitled "an Act to convert the Arsenal at Columbia, and the Citadel and Magazine in and near Charleston into Military Schools," was read the second time and the quesiton being put, shall this Bill be sent to the Senate? It was decided in the negative,

The yeas and nays were requested and are as follows:

Yeas 52. Nays 52.

Those who voted in the affirmative, are the

Hon. W. F. Colcock, Speaker, and

Messrs.	Aiken,	J. Harleston,	Porter,
	Bauskett,	Harley,	Poyas,
	Bedon,	Herbert,	Pressly,
	Blakeney,	Henry,	Read,
	Brooks,	Holland,	Sebring,
	Calhoun,	Jamison,	Seymour,
	Cannon,	H. S. King,	Simons,
	Carn,	J. H. King,	E. P. Smith,
	Dickinson,	Lucas,	Snowden,
	J. G. W. Duncan,	McMichael,	Stephens,
	Ellerbe,	Maxwell,	Torre,
	Fair,	Memminger,	Traylor,
	Geiger,	Mills,	J. M. Walker,
	Gibbs,	Mordecai,	Wallace,
	Haigler,	P. P. Palmer,	Whaley,
	Hardee,	Phillips,	Wilson, and
	E. Harleston,	Pope,	Wingard.

Those who voted in the negative are:

Messrs.	W. J. Alston,	Grimball,	Northrop,
	Barnes,	Hardin,	O'Hanlon,
	Beckham,	Herndon,	E. G. Palmer,
	Bethea,	Hough,	Perrin,
	Joseph A. Black,	Hunt,	Rodgers,
	W. C. Black,	Irby,	D. T. Sims,
	Bull,	Johnson,	W. G. Simms,
	Chandler,	Lartigue,	Henry Smith,
	Chesnut,	Littlejohn,	Joel Smith,
	Cooper,	McCarthy,	Strobhart,
	C. J. Crawford,	McCully,	Sumter,
	A. H. Crawford,	Manning,	Ware,
	DeSaussuré,	Mayes,	Watson,
	P. E. Duncan,	Moody,	Charles Williams,
	Ervin,	Middleton,	G. W. Williams,

Foster,	Miller,	Wright, and
Gary,	Noble,	Zimmerman.
Giles,		

The Senate sent to the House, a Bill to authorize the formation of the Greenville and Columbia Rail Road Company, which was read the first time and referred to the Committee on Internal Improvements

Also, a Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted; which was read the first time and referred to the Committee on Incorporations;

Also, a Bill to vest in Mary Shuler, the title of the State to certain lands, which was read the first time and referred to the Committee on Internal Improvements:

Also, a Bill to give the defendants in prosecutions, at the suit of the State, the same right of process to compel the attendance of witnesses in their defence that the State now has to require their attendance on the part of the prosecution; which was read the first time and referred to the Committee on the Judiciary.

Also, a Bill concerning colored seamen on the vessels of foreign powers entering the Ports of this State: which was read the first time and referred to the Committee on Federal Relations.

Also, a Bill to authorize the Commissioners on Charleston Neck to build a Guard House, and for other purposes; which was read the first time and referred to the Charleston Delegation, and

A Bill to exempt the Hilton Head Beat Company from Battalion and Regimental drills and reviews; which was read the first time and referred to the Committee on the Military.

On motion of Mr. Hunt, ordered that when the House adjourns, it shall be adjourned to meet at 11 A. M. to-morrow.

On motion of Mr. BAUSKETT the House adjourned at 28 minutes past 10 o'clock, P. M.

Wednesday, December 10, 1845.

At the hour to which the House was adjourned the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present the journal of yesterday's proceedings was read.

The Senate returned with their concurrence,

The Reports of the Committee on Pensions,

On the Petition of Edy Red, widow of Job Red;

On the Petition of James McDaniel, administrator of James McDaniel.

The Senate sent to this House for concurrence.

The Reports of the Committee on Claims and Grievances,

On the Petition of R. Q. Pinckney, Secretary of State,

On the Account of the Clerk of the Senate,

On a Resolution providing for payment to the representatives of the late

Chancellor Thompson of a quarter's salary; which were severally referred to the Committee on Claims of this House:

The Report of the Committee on Agriculture and Internal Improvements;

On the Communication from the President of the State Agricultural Society; which was referred to the Committee on Agriculture of this House, and,

The Report of the Committee on the College, Education and Religion,

On so much of the Governor's Message No. 1, as relates to the College and system of instruction; which was referred to the Committee on Education of this House.

Mr. W. GILMORE SIMMS, from the Minority of the Committee on Federal Relations, made a Report on a Resolution of enquiry as to what action, if any, be necessary to be had at the present session of the Legislature, in reference to the late Act of Congress, prescribing the time for holding elections of Electors of President and Vice President of the United States; which Report was made the Special Order of the Day for Friday next at 1 o'clock P. M.

Mr. BAUSKETT, from the Committee on Incorporations, made a Report on a Bill, from the Senate, to incorporate the Village of Sumterville; which was ordered for consideration to-morrow.

Mr. IRBY, from the Committee on Pensions, made a Report on the Report of the Committee on the Military and Pensions of the Senate on the Petition of Thomas W. Huey, Attorney, praying that arrears of Pension due Thomas Walker be paid to the Petitioner; which was ordered for consideration to morrow.

Mr. PHILLIPS, from the Committee on the Judiciary, made a Report on so much of the Governor's Message as relates to the reports of the Departments of State and Surveyor General, as to the repairs and improvements suggested for the convenient despatch of business and the preservation of the public records; which was ordered for consideration to morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report

On the Report of J. A. Leland, late Superintendent of Public Works; which was ordered for consideration to morrow.

Mr. NOBLE, from the Committee on District offices and officers, made a Report on a Resolution and Report from the Senate, in relation to the large balance to be furnished by an Act of Congress, for the adjustment of Weights and Measures, and

On a Bill, from the Senate, to repeal a part of the 3d Section of an Act passed the 18th day of December, 1844, entitled "An Act to make further provision for the security of public moneys, under the control of the different Boards of Commissioners in the State," and to exempt the Commissioners of the Poor for Charleston Neck from the operation of the second clause of the said Act; which were severally ordered for consideration to morrow.

Mr. HERNDON, from the Committee on Claims, made reports,

On the Petition of W. H. Wingate and J. F. Ervin administrators of Wm. Wingate;

On the account of the proprietors of the Steam Saw Mill, Charleston;

On the Account of A. G. Summer, for Public Printing;

On the Petition of Henry Davis, and

On the account of John Adams, Sheriff of Lancaster; which were severally ordered for consideration to-morrow.

Mr. E. G. PALMER submitted the following resolutions which were ordered for consideration to-morrow:

Resolved, That the Superintendent of Public Works be instructed to look into the obstructions about to be made in Savannah River, by the Town Council of the City of Augusta, and if such obstructions impede the navigation of said River, that he be required to take the proper steps to have them removed, and that all the facts of the case be submitted to the next Legislature.

Resolved, That the Treasurer of the Upper Division be instructed by this Legislature not to bring suits on the Bonds of those individuals, whose lands were sold under Act of this Assembly, passed in the year 1842, "authorizing the Superintendent of Public Works to sell certain tracts of the State land on Wateree and Catawba Rivers," and the said Bonds be cancelled.

Mr. W. GILMORE SIMMS, submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That our Representatives in Congress be requested to use all proper endeavors, in their Representative capacity to procure the establishment of a Branch Mint in the City of Charleston.

On motion of Mr. CAREW,

Resolved, That the use of this Hall from 9 to 11 o'clock, to-morrow morning, be granted to Mr. William D. Cooke, principal of the School for the instruction of the Deaf and Dumb, established in Raleigh, N. C. and conducted under the Supervision of the Literary Board of that State, for the purpose of exhibiting to the Legislature the progress and improvement of his pupils.

Mr. JOEL SMITH obtained leave to withdraw the petition of sundry citizens of Abbeville District, praying the opening of a new road.

Mr. BAUSKETT, from the Committee on Incorporations made a Report on a Bill, from the Senate, to incorporate certain Societies and Companies and to revive and amend certain Charters heretofore granted, which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Charleston Delegation, made a Report on a Bill, from the Senate, to authorize the Commissioners of Cross Roads, on Charleston Neck to build a Guard House, and for other purposes," which was ordered for consideration to-morrow.

Mr. HUNT from the Committee on the Judiciary, to whom was referred a Resolution, respecting the estates of married women, reported "A Bill to prevent the marital rights of the husband from attaching upon the estates of married women; which was read the first time and ordered to be read a second time to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The Report of the Committee on District Offices and Officers; on a resolution requiring a compilation of the laws relative to the powers and duties of Magistrates, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

A Bill to incorporate the Graniteville Manufacturing Company, was called for a second reading, together with the Report of the Committee on Incorporations thereon, recommending that said Bill should not pass.

Mr. Memminger moved to lay the Report of the Committee *on the Table*; and the question being put, will the House agree thereto? It passed in the affirmative.

Yeas 84, Nays 32.

The yeas and nays were requested and are as follows;

Those who voted in the affirmative, are

Messrs. Aiken,
John A. Alston,
W. J. Alston,
Barnes,
Beckham,
Bedon,
Joseph A. Black,
W. C. Black.
Blakeney,
Brown,
Burrows,
Calhoun,
Cannon,
Carew,
Carn,
Chandler,
Chesnut,
Cooper,
C. J. Crawford,
A. H. Crawford,
DeSaussure,
Dickinson,
P. E. Duncan,
Ellerbe,
English,
Ervin,
Fair,
Gary,
Giles,
Haigler,
Hardee,
Hardin,
Edw. Harleston,
Herbert,
Henry,
Hough,
Hunt,
Jamison,
Johnson,
H. S. King,
Lartigue,
Legare,
Littlejohn,
Lucas,
McCully,
McMichael,
Manning,
Mayes,
Means,
Memminger,
Middleton,
Mills,
Moody,
Mordecai,
Noble,
Northrop,
O'Hanlon,
Orr,
Oswald,
E. G. Palmer,
Perrin,
Phillips,
Pope,
Porter,
Poyas,
Pressly,
Read,
Sebring,
Seymour,
Shingler,
D. T. Sims,
W. G. Simms,
Henry Smith,
Joel Smith,
Strobhart,
Torre,
Tandy Walker,
Ware,
Charles Williams
G. W. Williams,
Wilson,
Wright,
Yates, and
Zimmerman,

Those who voted in the Negative, are

The Hon. Wm. F. COLCOCK, Speaker, and

Messrs. Bauskett,
Bethea,
Brooks,
Bull,
J. G. W. Duncan,
Foster,
Gaillard,
Geiger,
Gibbs,
Grimball,
John Harleston,
Harley,
Herndon,
Holland,
Irby,
McCarthy,
Maxwell,
Miller,
P. P. Palmer,
Pinckney,
Rodgers,
Simons,
E. P. Smith,
Snowden,
Stephens,
Sumter,
Traylor,
Wallace,
Watson,
Whaley, and
Wingard.

On motion of Mr. CAREW, business was suspended at 53 minutes past 3 o'clock, P. M. until 6 o'clock.

RECESS.

When the Speaker resumed the Chair.

Mr. BAUSKETT had permission to withdraw the petition of sundry citizens of Lexington, Barnwell and Edgefield Districts, praying that Rocky Spring Croek be declared a navigable stream.

Mr. HERNDON, from the Committee on Claims, made the following Reports, which were ordered for consideration to-morrow:

On the Account of Thomas W. Glover, Clerk of the House of Representatives, for stationery,

On the account of John C. Hoff,

On the account of P. M. Johnson,

On the account of Wm. Matthiessen,

On the account of John Adams Sheriff, of Lancaster,

On the account of Dr. W. M. Burt,

On the account of W. B. Johnson,

On the account of W. W. Purse,

On the account of John Hudgins, Sheriff of Laurens,

On the account of John A. Wagener, and

On the account of Thomas Gates.

Mr. JOSEPH A. BLACK, gave notice, that he will ask leave to-morrow to suspend the 74th Rule of this House.

A Bill to authorize the extension of time given to carry into effect an Act entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th day of December, in the year of our Lord one thousand eight hundred and thirty four, and for other purposes was read the second time.

The title of the Bill was then amended, by striking out the words "authorize extension of," and inserting the words "extend the" and thus amended, the Bill was ordered to be sent to the Senate.

A Bill to incorporate the Graniteville Manufacturing Company was read the second time, and the question being put, shall the Bill be sent to the Senate? It passed in the affirmative.

Yeas 74. Nays 33.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,	Hardin.	Orr,
W. J. Alston,	E. Harleston,	Oswald,
Beckham,	Herbert,	E. G. Palmer,
Bethea,	Henry,	Perrin,
Joseph A. Black,	Hough,	Phillips,
W. C. Black,	Hunt,	Pope,
Blakeney,	Irby,	Porter,
Burrows,	Jamison,	Poyas,
Calhoun,	Johnson,	Pressly,
Carew,	J. H. King,	Read,
Chandler,	Lartigue,	Sebring,

Chesnut,	Legare,	Seymour,
Cooper,	Lucas,	W. G. Simms,
C. J. Crawford,	McCully,	Henry Smith,
A. H. Crawford,	McMichael,	Joel Smith,
DeSaussure,	Manning,	Strobhart,
Dickinson,	Mayes,	Sumter,
P. E. Duncan,	Means,	Torre,
English,	Memminger,	Tandy Walker,
Ervin,	Middleton,	Ware,
Fair,	Mills,	Charles Williams.
Gary,	Mordecai,	G. W. Williams,
Geddes,	Noble,	Yates and
Haigler,	Northrop,	Zimmerman.
Hardee,	O'Hanlon,	

Those who voted in the negative, are the

Hon. W. F. Colcock, Speaker, and

Messrs. Barnes,	Grimball,	D. T, Sims,
Bauskett,	Harley,	Simons,
Brooks,	Herndon,	E. P Smith,
Brown,	Holland,	Stephens,
Cannon,	Littlejohn,	Traylor,
J. G. W. Duncan	McCarthy,	Watson,
Foster,	Maxwell,	Whaley,
Gaillard,	Moody,	Wilson,
Geiger,	P. P. Palmer,	Wingard and
Gibbs,	Pinckney,	Wright.
Giles,	Rodgers,	

A Bill to Incorporate the Belvidere Manufacturing Company was read the second time.

On motion of Mr. JOSEPH A. BLACK, the Report of the Committee on Incorporations, recommending that said Bill do not pass, was ordered to *lie on the Table*, and the Bill was sent to the Senate.

A Bill to incorporate the Ashley Manufacturing Company, in the State of South Carolina, was read the second time.

On motion of Mr. HUNT, the Report of the Committee on Incorporations recommending that said Bill do not pass, was ordered to *lie on the Table*, and the Bill was ordered to be sent to the Senate.

On motion of Mr. JOSEPH A. BLACK, ordered that when this House adjourns it shall be adjourned to meet at 11 o'clock A. M. to morrow.

On motion of Mr. E. P. SMITH, the House adjourned at 9 o'clock P. M.

Thursday, December 11, 1845.

At the hour to which the House adjourned the Clerk called the Roll, when the Speaker took the Chair and a quorum being present, the Journal of yesterday's proceedings was read.

On motion of Mr. CAREW, business was suspended at 53 minutes past 3 o'clock, P. M. until 6 o'clock.

RECESS.

When the Speaker resumed the Chair.

Mr. BAUSKETT had permission to withdraw the petition of sundry citizens of Lexington, Barnwell and Edgefield Districts, praying that Rocky Spring Croek be declared a navigable stream.

Mr. HERNDON, from the Committee on Claims, made the following Reports, which were ordered for consideration to-morrow:

On the Account of Thomas W. Glover, Clerk of the House of Representatives, for stationery,

On the account of John C. Hoff,

On the account of P. M. Johnson,

On the account of Wm. Matthiessen,

On the account of John Adams Sheriff, of Lancaster,

On the account of Dr. W. M. Burt,

On the account of W. B. Johnson,

On the account of W. W. Purse,

On the account of John Hudgins, Sheriff of Laurens,

On the account of John A. Wagener, and

On the account of Thomas Gates.

Mr. JOSEPH A. BLACK, gave notice, that he will ask leave to-morrow to suspend the 74th Rule of this House.

A Bill to authorize the extension of time given to carry into effect an Act entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th day of December, in the year of our Lord one thousand eight hundred and thirty four, and for other purposes was read the second time.

The title of the Bill was then amended, by striking out the words "authorize extension of," and inserting the words "extend the" and thus amended, the Bill was ordered to be sent to the Senate.

A Bill to incorporate the Graniteville Manufacturing Company was read the second time, and the question being put, shall the Bill be sent to the Senate? It passed in the affirmative.

Yeas 74. Nays 33.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,	Hardin.	Orr,
W. J. Alston,	E. Harleston,	Oswald,
Beckham,	Herbert,	E. G. Palmer,
Bethea,	Henry,	Perrin,
Joseph A. Black,	Hough,	Phillips,
W. C. Black,	Hunt,	Pope,
Blakeney,	Irby,	Porter,
Burrows,	Jamison,	Poyas,
Calhoun,	Johnson,	Pressly,
Carew,	J. H. King,	Read,
Chandler,	Lartigue,	Sebring,

Chesnut,	Legare,	Seymour,
Cooper,	Lucas,	W. G. Simms,
C. J. Crawford,	McCully,	Henry Smith,
A. H. Crawford,	McMichael,	Joel Smith,
DeSaussure,	Manning,	Strobhart,
Dickinson,	Mayes,	Sumter,
P. E. Duncan,	Means,	Torre,
English,	Memminger,	Tandy Walker,
Ervin,	Middleton,	Ware,
Fair,	Mills,	Charles Williams.
Gary,	Mordecai,	G. W. Williams,
Geddes,	Noble,	Yates and
Haigler,	Northrop,	Zimmerman.
Hardee,	O'Hanlon,	

Those who voted in the negative, are the

Hon. W. F. Colcock, Speaker, and

Messrs. Barnes,	Grimball,	D. T, Sims,
Bauskett,	Harley,	Simons,
Brooks,	Herndon,	E. P Smith,
Brown,	Holland,	Stephens,
Cannon,	Littlejohn,	Traylor,
J. G. W. Duncan	McCarthy,	Watson,
Foster,	Maxwell,	Whaley,
Gaillard,	Moody,	Wilson,
Geiger,	P. P. Palmer,	Wingard and
Gibbs,	Pinckney,	Wright.
Giles,	Rodgers,	

A Bill to Incorporate the Belvidere Manufacturing Company was read the second time.

On motion of Mr. JOSEPH A. BLACK, the Report of the Committee on Incorporations, recommending that said Bill do not pass, was ordered to *lie on the Table*, and the Bill was sent to the Senate.

A Bill to incorporate the Ashley Manufacturing Company, in the State of South Carolina, was read the second time.

On motion of Mr. HUNT, the Report of the Committee on Incorporations recommending that said Bill do not pass, was ordered to *lie on the Table*, and the Bill was ordered to be sent to the Senate.

On motion of Mr. JOSEPH A. BLACK, ordered that when this House adjourns it shall be adjourned to meet at 11 o'clock A. M. to morrow.

On motion of Mr. E. P. SMITH, the House adjourned at 9 o'clock P. M.

Thursday, December 11, 1845.

At the hour to which the House adjourned the Clerk called the Roll, when the Speaker took the Chair and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. EDWARD HARLESTON, from the Committee appointed to count the ballots cast for Trustees of the South Carolina College, reported that the following gentlemen received a majority of the ballots cast: Messrs. James Gregg, W. F. DeSaussure, R. W. Barnwell, Thomas Smith, James Gillespie, Edmund Bellinger, W. B. Seabrook, James H. Adams, B. F. Perry, F. W. Davie, Wade Hampton, C. G. Memminger, T. J. Withers, J. N. Whitner, T. N. Dawkins, J. L. Manning, R. F. W. Alston, John Buchanan, H. C. Young, and J. D Witherspoon; whereupon the Speaker announced the foregoing gentlemen duly elected.

Leave of absence was granted to Mr. J. H. KING for the remainder of the session, on account of the sickness of his family.

Leave of absence was granted to Mr. GEIGER till Monday next, on account of important business.

On motion of Mr. JOEL SMITH, business was suspended at 15 minutes past 4 o'clock, till half past 6 o'clock P. M.

(RECESS.)

When the Speaker resumed the Chair.

Mr. SEYMOUR, from the Committee on the Lunatic Asylum, made a Report on the Report of the Regents of the Lunatic Asylum; which was ordered for consideration to-morrow.

A Bill to provide for the construction of Turnpike Roads to connect Columbia with the upper Districts, and for other purposes, was called for a second reading. On motion of Mr. CARN, the enacting words of the Bill were striken out and the Bill was consequently rejected.

Mr. HENRY moved, that a message be sent to the Senate, proposing to reconsider the joint Resolution of the General Assemby to adjourn the present session on the 15th inst., and to adjourn the present Session of the General Assembly on Wednesday the 17th inst. The question being put it was decided in the negative.

Yeas 33. Nays 74.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,	Henry,	E. G. Palmer,
W. J. Alston,	Herndon,	Perrin,
Joseph A. Black,	Hunt,	Porter,
Bull,	Irby,	Joel Smith,
Cannon,	Johnson,	Snowden,
Carew,	Littlejohn,	Sumter,
Carn,	McCully,	Torre,
English,	Means,	Tandy Walker,
Fair,	Middleton,	Charles Williams,
Gary,	O'Hanlon,	G. W. Williams
Geddes,	Orr,	and Yates.

Those who voted in the negative, are the

Hon. W. F. Colcock, Speaker, and

Messrs. J. A. Alston,	Haigler,	Pinckney,
Barnes,	Hardee,	Pope,
Bauskett,	E. Harleston,	Poyas,

Beckham,
Bedon,
Bethea,
W. C. Black,
Brooks,
Brown,
Burrows,
Calhoun,
Chandler,
Chesnut,
Cooper,
C. J. Crawford,
A. H. Crawford,
J. G. W. Duncan,
P. E. Duncan,
Ellerbe,
Ervin,
Foster,
Gaillard,
Gibbs,
Giles,
Grimball,
J. Harleston,
Harley,
Herbert,
Holland,
Hough,
Jamison,
H. S. King,
Legare,
Lucas,
McCarthy,
McMichael
Maxwelll,
Mayes,
Memminger,
Miller,
Mills,
Moody,
Mordecai,
Noble,
P. P. Palmer,
Phillips,
Pressly,
Read,
Rodgers,
Sebring,
Seymour,
Shingler,
D. T. Sims,
W. G. Simms,
Simons,
E. P. Smith,
Henry Smith,
Stephens,
Traylor,
Wallace,
Ware,
Watson,
Whaley,
Wilson,
Wingard,
Wright and
Zimmerman.

Mr. W. GILMORE SIMMS submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That during the remainder of the present Session, no member be suffered to speak more than ten minutes, in the first instance, nor more than five in the second.

The following Bills were read the second time and ordered to be sent to the Senate;

A Bill to provide for the more effectual collection of taxes from free persons of color;

A Bill to alter and amend the second section of an Act entitled "an Act to provide for the election of Tax Collectors by the people," passed the 21st December, 1836;

A Bill to alter the Law in relation to Magistrates executions, and the duty of Sheriffs, as to executions in their offices, and

A Bill to exempt the Hilton Head Beat Company from Regimental and Battalion reviews, and for other purposes.

A Bill to alter the Law in relation to certian fees of certain officers of the State, and for other purposes, was called for a second reading.

On motion of Mr. BAUSKETT, the Bill was laid on the Table.

A Bill to alter and amend the law in relation to Licenses granted to Tavern-keepers, and retailers of spirituous liquors, was called for a second reading.

The House agreed to the Report of the Committee on Roads, Bridges and Ferries, recommending that said Bill do not pass, and the Bill was, consequently, rejected.

A Bill to prevent the Professors and Tutors of the South Carolina College from leaving the State, was read the second time; On motion it was ordered that the further consideration of the Bill be postponed indefinitely.

GENERAL ORDERS.

The following Bills, sent to this House by the Senate, were read the second time, and ordered to be sent to the Senate:

A Bill to vest in Martin Oakes and his heirs, forever, all the right, title and interest of the State to and in a certain tract of land, in the District of Darlington:

A Bill to authorize John W. Leak, to erect Mills on Thomson's Creek, near Cheraw; and

A Bill to authorize the Commissioners of Cross Roads, on Charleston Neck, to build a Guard House, and for other purposes.

A Bill from the Senate, to repeal a part of the 3rd section of an Act, passed the 18th day of December, 1844, entitled "An Act to make further provisions for the security of public monies, under the control of the different Boards of Commissioners in the State," and to exempt the Commissioners of the Poor for Charleston Neck, from the operation of the second clause of the said Act; was called for a second reading, together with the Report of the Committee on District Offices and Officers thereon, recommending that said Bill do not pass.

The House considered and agreed to the report, and the Bill was consequently rejected.

The Senate returned to this House the following Bills, which were read the third time:

A Bill to exempt certain wagons from toll, until the 1st of October, in the year 1846;

A Bill to enable Prescot Bush to receive his annuity by his Attorney;

A Bill to establish the office, prescribe the duties, and fix the salary of State Reporter;

A Bill to restore the law in relation to the pay of Jurors;

A Bill to raise supplies for the year, commencing in October, one thousand eight hundred and forty-five;

A Bill to abolish the punishment of death, in cases of forgery and counterfeiting;

A Bill to authorize persons practicing Medicine, under the Botanic or Thompsonian System, to receive compensation for their services;

A Bill to amend the 7th section of an Act, entitled "An Act to amend and explain the Militia Laws of this State," passed on the 19th day of December, in the year of our Lord one thousand eight hundred and nine;

A Bill to incorporate the Graniteville Manufactnring Company.

Resolved, That said Bills do pass: That the Titles thereof be changed, and that they be called "Acts."

Ordered, That they be sent to the Senate.

On motion of Mr. NORTHROP,

Ordered, That the Committee on Education have leave to sit during the session of this House.

A Bill to establish certain Roads, Bridges and Ferries, was called for a second reading; and the following section having been read: Section 21. That the Ferry over the Santee, known as Vance's Ferry, be, and the same is hereby re-chartered for the term of seven years and vested in John N. Davis, with the same rates of toll formerly allowed by law, except that in

low water or single ferriage, the rates of toll for four wheeled wagons, horses and drivers, shall be one dollar, and in high water or double ferriage, one dollar and fifty cents; and that for man and horse or high water, eighteen and three quarter cents shall be allowed, and in low water, twelve and a half cents.

Mr. E. G. PALMER moved to amend said section, by striking out "seven years" and inserting "one year."

On the question, Will the House agree to said amendment? Tellers were called for, and the House divided. The Speaker appointed Messrs. MEMMINGER, MIDDLETON, CHESNUT and BARNES, to count the House. The question was taken, and the Tellers reported 40 in the affirmative and 41 in the negative. So the amendment was not agreed to. The Bill was then read the third time.

Resolved, That it do pass: That the Title thereof be changed; that it be called an "Act."

Ordered, That it be sent to the Senate.

On motion of Mr. MANNING, the Report of the Special Joint Committee appointed to examine the Branch of the Bank of the State of South Carolina, at Columbia, was recommitted to the same Committee.

The House then proceeded to the consideration of the Report of the Committee on Privileges and Elections and the Reports of the Committee on Federal Relations, in respect to the election of Electors of President and Vice President of the United States, and an act of the Congress of the United States prescribing the time of holding said elections; which were made the Special order of the day for this day at 1 o'clock, P. M.

On motion of Mr. HUNT, the order was discharged and said Reports were made the Special Order for to-morrow at half past 6 o'clock, P. M.

A Message was ordered to be sent to the Senate, proposing to go into an election of State Reporter to-morrow at 1 o'clock, P. M. and immediately after, for President and Directors of the Bank of the State of South Carolina.

Mr. HERNDON, from the Committee on Claims, made the following Reports which were ordered for consideration to-morrow:

On the Reports of the Committee on Claims and Grievances of the Senate

On the account of John B. Irving, Sheriff of Charleston,

On the resolution providing for payment to the Representatives of the late Chancellor Thompson of a quarter's salary:

On the account of A. M. Lowry, Sheriff of Chesterfield;
On the account of W. W. Purse;
On the account of Dr. M. B. Earle;
On the Petition of R. Q. Pinckney, Secretary of State;
On the account of the Charleston Mercury;
On the Petition of George Nichols, Sheriff of Spartanburg;
On the Petition of Alexander Norton;
On the Petition of Robert Nelson;
On the account of the Charleston Mercury;
On the account of John E. Grist;
On the Petition of Harmony Lodge No. 17 of Barnwell;
On the account of the Clerk of the Senate, and

Also

On the accounts of Cottrell and Vernon and Z. D. Cottrell, for public printing and

On the account of Thomas P. Cooper.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports

On the Petition of Thomas N. Senross, and

On the petition of D. L. McKay; which were ordered for consideration to-morrow.

Mr. W. J. ALSTON, from the Committee on Public Buildings, made a Report, on the Memorial of the Board of Commissioners of Public Buildings of Kershaw district, praying an appropriation for alterations and additions to the Court House of said district, which was ordered for consideration to-morrow.

Mr. IRBY, from the Committee on Pensions, made a report on the Report of the same Committee of the Senate, on the petition of Mary M. Hatch, praying to be placed on the pension roll; which was ordered for consideration to-morrow.

A Bill, from the Senate, to authorize the formation of the Greenville and Columbia Rail Road Company was called for a second reading.

On motion of Mr. FAIR, an unfavorable Report of the Committee on Internal Improvements, asking to be discharged from the further consideration of said bill, was ordered to *lie on the table.*

The Bill was then read the second time.

Mr. McCARTHY moved to strike out the following section:

"That the said Greenville and Columbia Rail Company shall be and is hereby excepted from the provisions of the forty-first section of an Act entitled "An Act to incorporate certain villages, societies and companies and to renew and amend certain charters heretofore granted and to establish the principles on which charters of incorporation will hereafter be granted," ratified on the 17th day of December, in the year of our Lord one thousand eight hundred and forty-one, but nothing herein contained shall be construed to exempt the said company from provisions of the said forty-first section upon any future grant, renewal or modification of their charter."

The question being put, will the House agree thereto? It was decided in the Negative.

Yeas 49. Nays 51.

The Yeas and Nays were then requested and are as follows:

Those who voted in the affirmative, are

Messrs Barnes,	Haigler,	Oswald,
Bauskett,	Hardee,	Pope,
Bethea,	Harley,	D. T. Simms,
Jos. A. Black,	Herndon,	Simons,
Blakeney,	Holland,	E. P. Smith,
Brooks,	Hough,	Snowden,
Brown,	Jamison,	Stephens,
Calhoun,	McCarthy,	Strobhart,
Cannon,	McCully,	Torre,

C. J. Crawford,	McMichael,	Traylor,
A. H. Crawford,	Maxwell,	Wallace,
J.G. W.Duncan,	Miller,	Whaley,
Ervin,	Mills,	Wilson,
Foster,	Moody,	Wingard,
Gibbs,	Noble,	Wright, and
Giles,	O'Hanlon,	Zimmerman.
Grimball,		

Those who voted in the negative, are the

Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	E. Harleston,	Perrin,
J. A. Alston,	J. Harleston,	Phillips,
W. J. Alston,	Herbert	Pinckney,
Beckham,	Hunt,	Porter,
W. C. Black,	Irby,	Pressly,
Carew,	Johnson,	Rodgers,
Carn,	Lartigue,	Sebring,
Chandler,	Littlejohn,	Seymour,
Chesnut,	Lucas,	H. Smith,
Cooper,	Mayes,	Joel Smith,
Dickinson,	Means,	Sumter,
P. E. Duncan,	Memminger,	Tandy Walker,
English,	Middleton,	Ware,
Fair,	Mordecai,	Charles Williams,
Gaillard.	Orr.	G. W. Williams,
Gary,	E. G. Palmer,	and
Harndin,	P. P. Palmer,	Yates.

The Bill was then read the second time and ordered to be sent to the Senate.

Mr. NORTHROP who was absent when the vote was taken on striking out the said clause was permitted to record the vote he would have given if present, and his name having been called for that purpose he answered, Aye.

Mr. HUNT, from the Committee on the Judicary, made a report on a Bill, from the Senate, to release the right and interest of the State in the personal property of Frederick Joseph Wallern, to the heirs of George Stairley and of Elizabeth C. Long, which was ordered for considerdation to-morrow.

A Bill from the Senate, to abolish Brigade Encampments, was called for a second reading, together with the Report of the Committee on the Military thereon, and progress having been made in the debate thereon;

On motion of Mr. PHILLIPS, business was suspended at 5 minutes past 4 P. M., till half past 6 o'clock P. M.

(RECESS.)

When the Speaker resumed the Chair.

Mr. ORR submitted the following Resolution, which was ordered to be considered immediately, was agreed to and ordered to be sent to the Senate for concurrence :

Resolved, That Edmund Webb, A. Evins and A. P. Cater, be appointed Commissioners to approve sureties to bonds of Public Officers for the District of Anderson.

Mr. PERRIN, from the Special Committee on the Governor's Message No. 4, in relation to the claim of Major Charles Parker, made a Report on the Report of the Special Committee of the Senate on the same subject; which was ordered for consideration to-morrow.

Mr. HENRY from the Special Committee to whom was referred so much of the Governor's Message No. 1 as relates to the death of Gen. Andrew Jackson, made a Report on the Report of the Special Committee of the Senate on the same subject; which was ordered for consideration to-morrow.

On motion of Mr. McCarthy, the House reconsidered the vote ordering the Report of the Trustees of the Beaufort College to be printed, and the order to print was discharged.

Mr. Northrop from the Committee on Education, made a Report on the Return of the Commissioners of Free Schools for St. John's Colleton; which was ordered to be considered immediately; was agreed to and ordered to be sent to the Senate for concurrence.

Mr. NORTHROP from the Committee on Education made Reports,

On the Report of the Committee on the College, Education and Religion of the Senate, and the Resolution of that Body upon the annual account of the College Treasurer, and

On the petition of William Stewart and Thomas Puryear; which were ordered for consideration to-morrow.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 12, 1845.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a ballot for State Reporter on Monday next, at 1 o'clock P. M. and immediately thereafter into a ballot for President and Directors of the Bank of the State of South Carolina.

By order of the Senate,
ANGUS PATTERSON, *President.*

In which the House concurred and an answer was returned.

The debate on a Bill from the Senate to abolish Brigade Encampments, was then resumed.

Mr. JAMISON moved that the further consideration of said Bill and Report be indefinitely postponed, which passed in the affirmative,

Yeas 56. Nays 44.

The Yeas and Nays were requested and are as follows;

Those who voted in the affirmative, are the

Hon. Wm. F. Colcock, Speaker, and

Messrs. W. J. Alston,	J. Harleston,	Pinckney,
Bauskett,	Harley,	Read,
Blakeney,	Herbert,	Rodgers,
Brown,	Henry,	D. T. Sims,
Calhoun.,	Irby,	W. G. Simms,
Cannon,	Jamison,	E. P. Smith,
Carn,	Johnson,	Snowden,
Chandler,	Lartigue,	Strobhart,

Chesnut,
Cooper,
DeSaussure,
J. G. W. Duncan,
Ellerbe,
Ervin,
Foster,
Gibbs,
Grimball,
Hardee,
E. Harleston,
Littlejohn,
McCarthy,
McCully,
McMichael,
Means,
Middleton,
Miller,
Mordecai,
Noble,
Orr,
P. P. Palmer,
Torre,
Traylor,
Tandy Walker,
Wallace,
Ware,
Watson,
Chas. Williams,
Wilson,
and
Wingard.

Those who voted in the negative, are

Messrs. Barnes,
Bedon,
Bethea,
W. C. Black,
Brooks,
C. J. Crawford,
A. H. Crawford,
P. E. Duncan,
English.
Gaillard,
Gary,
Giles,
Haigler,
Hardin,
Herndon,
Holland,
Hough,
Legare,
Lucas,
Maxwell,
Mayes,
Memminger,
Mills,
Moody,
Northrop,
O'Hanlon,
E. G. Palmer,
Perrin,
Phillips,
Pope,
Porter,
Poyas,
Pressly,
Sebring,
Seymour,
Shingler,
Henry Smith,
Joel Smith,
Stephens,
Sumter,
Whaley,
G. W. Williams,
Wright,
and
Zimmerman.

A Bill from the Senate to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted was read the second time.

Mr. MIDDLETON moved to amend the Bill by adding the following section. "That from and after the term of the expiration of the present charter of the Bridge across the Savannah River at Hamburg, the said charter shall be vested in the South Carolina Rail Road Company, with power to levy and receive Tolls, at half the rate now allowed by Law: And the said Rail Road Company shall continue to hold and enjoy all of the rights, benefits and immunities conferred upon it by this Act for the term of fourteen years."

And the question being put. will the House agree to the amendment? It passed in the affirmrtive.

Yeas 80. Nays 20.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are the

Hon. William F. Colcock, Speaker, and

Messrs. Aiken,
John A. Alston,
Edward Harleston
Herbert,
Pinckney,
Porter,

W. J. Alston,
Barnes,
Beckham,
Bedon,
Bethea,
Joseph A. Black,
W. C. Black,
Blakeney,
Bull,
Calhoun,
Chandler,
Cooper,
DeSaussure,
P. E. Duncan,
Ellerbe,
English,
Fair,
Gary,
Geddes,
Gibbs,
Giles,
Grimball,
Haigler,
Hardee,
Hardin,
Henry,
Herndon,
Jamison,
Johnson,
Lartigue,
Legare,
Littlejohn,
Lucas,
McCully,
McMichael,
Maxwell,
Mayes,
Means,
Memminger,
Middleton,
Mills,
Moody,
Mordecai,
Noble,
Northrop,
Orr,
E. G. Palmer,
P. P. Palmer,
Perrin,
Phillips,
Poyas,
Pressly,
Read,
Rodgers,
Sebring,
Seymour,
Shingler.
D. T. Sims,
W. G. Simms,
Simons,
Henry Smith,
Joel Smith,
Stephens,
Sumter,
Torre,
Tandy Walker,
Wallace,
Whaley,
G. W. Williams,
Wilson,
Wright,
Yates and
Zimmerman.

Those who voted in the negative, are

Messrs. Bauskett,
Brooks,
Cannon,
C. J. Crawford,
A. H. Crawford,
J. G. W. Duncan,
Ervin,
Foster,
Gaillard
Harley,
Holland,
Hough,
Irby,
O'Hanlon,
Pope,
E. P. Smith,
Ware,
Watson,
Charles Williams,
Wingard.

Messrs. MANNING and CAREW, stated that they were Stockholders in the South Carolina Rail Road Company, and believing that they were interested in the question, reqested to be, and were excused by the House from voting.

On motion of Mr. MIDDLETON, the title of the Bill was amended by adding the words "and for other purposes," and thus amended the Bill was ordered to be returned to the Senate.

Messrs. J. A. ALSTON, W. I. BULL, J. L. MANNING, J. S. SHINGLER and JAMES SIMONS who were absent when the vote was taken to postpone indefinitely "a Bill from the Senate, to abolish Brigade Encampments," with the Report of the Committee on the Military thereon, were permitted to record the votes they would have given if present, and their names having been called for that purpose, Messrs. J. A. Alston and Simons answered Aye and Messrs. Bull, Manning and Shingler answered No.

The following Bills, from the Senate were read the second time, and ordered to be returned to the Senate:

A Bill to incorporate the Village of Sumterville and

A Bill to vest in Mary Shuler the title of the State to certain Lands.

A Bill, from the Senate, to exempt the Hilton Head Beat Company from Battalion and Regimental drills and reviews, was ordered to lie on the Table.

A Bill from the Senate, to give Defendants in prosecutions at the suit of the State the same right of process to compel the attendance of Witnesses in their defence that the State now has to require their attendance on the part of the prosecution, was called for a second reading.

The House agreed to the Report of the Committee on the Judiciary recommending that said Bill do not pass, and the Bill was consequently rejected.

A Bill from the Senate, to amend an Act entitled "An Act to amend the act of 1788, commonly called the Prison Bounds Act," passed the 19th December 1833, was called for a second reading.

On motion of Mr. O'HANLON, the further consideraton of said Bill was postponed to the first day of January next.

The following Reports were considered and agreed to and ordered to be sent to the Senate for concurrence;

Report of the Committee on the Military

On the Petition of citizens of Union District praying an alteration of the boundary line between the 9th and 10th Brigades of Infantry;

The Report of the Committee on Internal Improvements

On the Petition of John Littlejohn and of citizens of Union and Spartanburg;

Reports of the Committee of Ways and Means

On the Petition of Winborn Lawton,

On the Petition of D. Wallace,

On the Petition of the Commissioners of the Poor for Georgetown District, and

On so much of the Comptroller General's Report as relates to the liabilities of the State for the Rail Road company:

The Report of the Committee on Internal Improvements, on the Petition of William H. Thompson was recommitted to the same Committee with instructions to grant the prayer of the Petitioner, provided he shall make a sufficient lock.

The House considered and agreed to the following Reports:

The Report of the Committee on Privileges and Elections on so much of the Presentment of the Grand Jury of Abbeville as relates to corruption in Elections, and

The Report of the Committee on Federal Relations, on so much of the Governor's Message as relates to the Tariff.

Mr. D. THOMPSON SIMS obtained leave to withdraw the Petition of sundry citizens of Union, praying for a new road.

On motion of Mr. FOSTER, the House adjourned at 39 minutes past 10 o'clock, P. M.

Saturday, December 13, 1845.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned with their concurrence,

A Resolution to examine Pee Dee River, and

A Resolution authorizing the Committee on Agriculture of this House to contract for the printing of the Geological Report, and binding 50 copies of the same.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims and Grievances,

On the account of Samuel Weir for public printing, and,

On the account of O. H. Wells for public printing; which were referred to the Committee on Claims of this House.

The Report of the Committee on Agriculture and Internal Improvements on the Memorial of John Littlejohn, praying that he may be allowed to close the boat sluice in his dam on Pacolet River: which was referred to the Committee on Interal Improvements of this House.

The Senate returned to this House the following Bills, which were read the third time:

A Bill to extend the time given to carry into effect an Act entitled "An Act to authorize the formation of the Edgefield Rail Road Company," passed on the 17th day of December, in the year of our Lord One thousand eight hundred and thirty-four, and for other purposes;

A Bill to repeal the Law of 1819, concerning vacant lands within ten miles of the Public Works.

Resolved, That the said Bill do pass, that the titles therof be changed, that they be called "Acts." Ordered that they be sent to the Senate.

The Senate returned the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to raise supplies for the year commencing in October, one thousand eight hundred and forty five:

An Act to abolish the punishment of death, in cases of Forgery and counterfeiting:

An Act to authorize persons practicing Medicine under the Botanic or Thompsonian system to receive compensation for the same:

An Act to amend the 7th section of an Act, entitled "an Act to amend and explain the Militia Laws of this State, passed the 19th of December, 1809; and

An Act to establish certain Roads, Bridges and Ferries.

The Senate returned to this House

A Bill to alter the sittings of the Courts of Law in certain Districts; which was read the third time; and the question being put, Shall this Bill pass? It passed in the affirmative.

Yeas 65. Nays 40.

The Yeas and Nays were requested, and are as follows.

Those who voted in the affirmative, are

Messrs. W. J. Alston,	Hough,	Pope,
Bethea,	Hunt,	Porter,
Blakeney,	Jamison	Poyas,
Brown,	Johnson,	Read,
Cannon,	H. S. King,	Rodgers,
Carew,	Lartigue,	Sebring,
Chandler,	Legare,	Seymour,
Ohesnut,	Littlejohn,	W. G. Simms,
Cooper,	Lucas,	Simons,
C. J. Crawford,	McCarthy,	E. P. Smith,
DeSausseure,	McMichael,	Snowden,

Ervin.	Manning,	Strobhart,
Fair,	Mayes,	Sumter,
Foster,	Memminger,	Torre,
Geddes,	Middleton,	Traylor,
Grimball,	Mills,	Wallace,
Hardee,	Moody,	Watson,
J. Harleston,	Mordecai,	Whaley
Harley,	Noble,	Wilson,
Herbert,	Northrop,	Yates, and
Henry,	Phillips,	Zimmerman.
Holland,	Pinckney,	

Those who voted in the negative, are the

Hon. William F. Colcock, Speaker, and

Messrs. Aiken,	Gary,	Oswald,
Barnes,	Giles,	Perrin,
Bauskett,	Haigler,	Pressly,
Beckham,	Hardin,	Shingler,
Joseph A. Black,	E. Harleston,	D. T. Sims,
W. C. Black,	Herndon,	Henry Smith,
Brooks,	Irby,	Joel Smith,
Calhoun,	McCully,	Stephens,
Carn,	Maxwell,	Tandy Walker,
A. H. Crawford,	Means,	Ware,
P. E. Duncan,	Miller,	C. Williams,
English,	O'Hanlon,	G. W. Williams,
Gaillard,	Orr,	and Wright.

Resolved, That the title of said Bill be changed, that it be called "an Act." Ordered that it be sent to the Senate,

Mr. H. S. KING obtained leave of absence after this day on account of indispositon.

The following Bills were read the third time and passed :

A Bill to incorporate the Belvidere Manufacturing Company ;

A Bill to incorporate the Ashley Manufacturing Company ;

Resolved, That they do pass : that the titles thereof be changed, and that they be called "Acts." Ordered that they be sent to the Senate.

The Senate sent to this House ; a Bill to authorize the formation of the Greenville and Columbia Rail Road Company ; which was read the third time and passed. *Resolved*. That the title thereof be changed and that it be called "An Act." Ordered, that it be returned to the Senate.

The Senate returned to this House the following Acts ; which were committed to the Committee on Engrossed Acts :

An Act to incorporate the Graniteville Manufacturing Company,

An Act to restore the law in relation to the pay of Jurors ;

An Act to establish the office, prescribe the duties and fix the Salary of State Reporter ;

An Act to enable Prescott Bush to receive his annuity by attorney, and

An Act to exempt certain wagons from Toll until the 1st of October, in the year 1846.

The Senate returned to this House the following Bills ; which were read the third time :

A Bill to provide for the more effectual collection of Taxes from free persons of color;

A Bill to exempt the Hilton Head Beat Company from Regimental and Battalion Reviews and for other purposes.

Resolved, That they do pass, that the titles therof be changed, that they be called "Acts." Ordered that they be sent to the Senate.

The Senate sent to this House the following Bills, which were read the third time:

A Bill to authorize the Commissioners of Cross Roads on Charleston Neck to build a Guard House and for other purposes;

A Bill to vest in Martin Oakes and his heirs forever all the right, title and interest of the State to and in a certain tract of land in the district of Darlington;

A Bill to authorize John W. Leak to erect mills on Thompson's Creek near Cheraw:

Resolved, That they do pass, that the titles thereof be changed; that they be called "Acts," *Ordered*, that they be returned to the Senate.

The following Report was called for consideration:

"The Committee on Public Buildings to whom was referred the Memorial of the Board of Commissioners of Public Buildings of Kershaw district praying an appropriation for alterations and additions to the Court House of said district, beg leave to Report; That they have had the same under consideration and recommend that the prayer of the Memorial be not granted."

Mr. CHESNUT moved to amend the Report by striking out the words "the prayer of the Memorial be not granted" and inserting the words "the sum of four thousand dollars be appropriated for the repairs of the Court House of Kershaw district," and thus amended the Report was ordered to be sent to the Senate for concurrence.

The House considered and agreed to the Report of the Committee on Internal Improvements on the account of the Surveyor General for copying records for the Superintendent of Public Works, and which was ordered to be sent to the Senate for concurrence.

The House concurred in the Report of the Committee on Agriculture and Internal Improvements, on the communication from the President of the State Agricultural Society, asking an appropriation; which was ordered to be returned to the Senate.

The Senate returned to this House, a bill to make appropriations for the year commencing in October 1845, which was read the third time and passed. *Resolved* that the title thereof be changed; that it be called "An Act." *Ordered*, that it be sent to the Senate.

Mr. ORR presented the following Resolution which was considered immediately, agreed to and ordered to be sent to the Senate for concurrence:

Resolved, That W. D. Steele be appointed the Agent of the State to execute titles to the purchasers of public lots in the village of Pickens, who shall satisfy him of the payment of the purchase money for said lots having been made to former receivers and from whom titles were not received previous to the death of said Receivers.

Mr. LITTLEJOHN from the Medical Committee made a Report on the Report of the Committee on the Lunatic Asylum and Medical Accounts of the Senate on the account of Dr. J. H. Boatwright for medical attendance on State prisoners; which was ordered for consideration on Monday next.

The Senate returned the following Acts which were committed to the committee on Engrossed Acts:

An Act to alter the sittings of the Courts of law in certain Districts;

An Act to incorporate the Ashley Manufacturing Company in the State of South Carolina;

An Act to provide for the more effectual collection of Taxes from free persons of color; and

An Act to exempt the Hilton Head Beat Company from Regimental and Battalion reviews and for other purposes.

Mr. PERRIN from the Committee on Privileges and Elections made a Report establishing places and appointing Managers of Elections; which was ordered for consideration on Monday next.

Mr. NORTHROP, from the Committee on Education made Reports—

On the Report of the Committee on the College Education and Religion of the Senate on so much of the Governors's Message No. 1, as relates to the College and a system of instruction,

On the Memorial of citizens of St. Helena Parish respecting the College of Beaufort and the Report of the Trustees of said College; which were ordered for consideration on Monday next.

Mr. MIDDLETON from the Committee on Internal Improvements, made a Report

On the Report of the Superintendent of Public Works; which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the same Committee made a report on the Petition of James Barklay; which was considered immediately, agreed to and ordered to be sent to the Senate for concurrence.

Mr. W. J. ALSTON, from the Committee on Public Buildings, made a Report, on the Report of the Committee on Roads and Buildings of the Senate, on the Petition of E. Waterman; which was ordered for consideration on Monday next.

Mr. HUNT, from the Committee on the Judiciary made Reports

On the Presentment of the Grand Jury of Horry, on the subject of Bastarday, on the Petition of John Eady and on the Petitions of John Michel:

On a Resolution in relation to the filing of the decrees of the Chancellors, and the marriage of negroes and white persons, and

On the Petition of citizens of Abbeville and sundry Resolutions relating to the Courts of Equity, the Court of Law and Codification; which were severally ordered for consideration on Monday next, and the two last reports were ordered to be printed.

Mr. NORTHROP, from the Committee on Education made a Report on the Returns of the Commissioners of Free Schools for the several Election Districts of this State; which was ordered for consideration on Monday next.

Mr. DeSAUSSURE from the Committee on Federal Relations made a Report on the Petition of John Strohecker; which was ordered for consideration on Monday next.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to repeal the law of 1819 concerning vacant lands within ten miles of the Public Works:

An Act to incorporate the Belvidere Manufacturing Company, and

An Act to authorize the extension of time to carry into effect an act enti-

tled "An Act to authorize the formation of the Edgefield Rail Road Company," passed 17th December, 1834.

The Senate sent to this House, a Bill to incorporate the Village of Sumterville; which was read the third time.

Mr. HERBERT obtained leave to withdraw the Petition and Memorial of Thomas H. Henderson, the Report of the Commissioners of Newberry, the certificate of W T. Clark, and the Report of E. Suber.

Resolved, That it do pass, that the title thereof be changed; that it be called "An Act," and returned to the Senate.

The Senate also sent to this House a Bill to incorporate certain Societies and Companies and to renew and amend certain Charters heretofore granted and for other purposes.

The House proceeded to read said Bill the third time; and having read the 14th section, incorporating the village of Laurens, which had been stricken out by this House and restored by the Senate, the question was put, Will the House insist upon striking out the section? Which was decided in the negative.

Yeas 41—Nays 53.

The Yeas and Nays were requested and are as follows:

Those who voted in the, affirmative are

Hon. William F. Colcock, Speaker, and

Messrs.	Bauskett,	Hough,	D. Thomp Sims,
	Bethea,	Hunt,	E. P. Smith,
	J. A. Black,	Irby,	H. Smith,
	W. C. Black,	McCully,	Snowden,
	Brown,	McMichael,	Strobhart,
	Calhoun,	Means,	Traylor,
	Carn,	Miller,	Watson,
	J. G. W. Duncan,	Mills,	Chas. Williams,
	Gaillard,	Noble,	G. W. Williams,
	Gibbs,	Northrop,	Wilson,
	Giles,	Orr,	Wingard, and
	Hardin,	Pope,	Zimmerman.
	Harley,	Poyas,	
	Holland,	Rodgers,	

Those who voted in the negative, are

Messrs,	Aiken,	Henry,	Perrin,
	John A. Alston,	Herndon,	Phillips,
	Barnes,	Jamison,	Pinckney,
	Brooks,	Johnson,	Porter,
	Carew,	H. S. King,	Read,
	Chandler,	Legare,	Sebring,
	Cooper,	Littlejohn,	Seymour,
	A. H. Crawford,	McCarthy,	W. G. Simms,
	DeSaussure,	Manning,	Simons,
	Dickinson,	Maxwell,	Joel Smith,
	P. E. Duncan,	Mayes,	Stephens,
	English,	Memminger,	Tandy Walker,
	Gary,	Middleton,	Wallace,
	Grimball,	Moody,	Ware,

Haigler,	O'Hanlon,	Whaley,
Hardee,	Oswald,	Wright.
E. Harleston,	E. G. Palmer,	Yates.
J. Harleston,	P. P. Palmer,	

The Bill was then read the third time and passed.

Resolved, That the title thereof be changed; that it be called an Act, and returned to the Senate.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Education,

On the Account of the Commissioners of the Deaf and Dumb, and of the Blind, and

On the Report of the Attorney General on the Ludlam School Fund:

Report of the Committee of Ways and Means,

On the Petition of John W. Baker;

Reports of the Committee on Claims,

On the Petition of William G. Rains,

On the Petition of Lewis Weathersbee,

On the Petition of M. Suber,

On the Petition of Jacob Stevens,

On the Account of Joseph A. Hines,

On the Account of M. M. Levy,

On the Petition of Isham Clements,

On the Account of H. F. & G. E. Strohecker,

On the Account of F. A. Joseph,

On the Account of John Stubbs,

On the Petition of Harmony Lodge No. 17,

On the Account of A. S. Johnston,

On the Account of J. T. Aldrich,

On the Petition of Joseph Burton,

On the Account of Todd & Wyatt,

On the Petition of Robert Hann,

On the Petition of Robert Neilson,

On the Petition of John Moore,

On the Petition of Thomas R. McClintock,

On the Account A. S. Willington & Co.

On the Memorial of William L. Keith,

On the Account of Charles H. Allen

Report of the Committee on Public Buildings,

On the Petition of Eleazer Waterman.

The House concurred in and returned to the Senate,

The Report of the Committee on the Military and Pensions,

On the Petition of Thomas W. Huey, administrator.

The House agreed to the Report of the Committee of Ways and Means,

On so much of the Comptroller General's Report as relates to the dividends from the S. C. Rail Road Company, and ordered it to be sent to the Senate for concurrence.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on District Offices and Officers,

On the Presentment of the Grand Jury of Sumter, respecting the power of Ordinaries over derelict estates of Intestates,

On the Presentment of the Grand Jury of Union, in relation to the number of Magistrates and Constables and the mode of appointing them,

On the Presentment of the Grand Jury of Sumter, asking an extension of the jurisdiction of Magistrates, and

On the Presentment of the Grand Jury of Colleton District, respecting the power of the Commissioners of the Poor, Roads and Buildings to impose Taxes.

Reports of the Committee on Claims

On the account of M. M. Levy,

On the account of Joseph A. Hines,

On the Petition of Jacob Stephens.

Report of the Committee on Education

On so much of the Governor's Message No. 1, as relates to the office of Superintendent of Education.

Report of the Committee on Agriculture,

On the Memorial of the State Agricultural Society, praying Legislative protection to the sheep growers.

Report of the Committee on the Military

On a Resolution as to Military Elections.

Report of the Committee of Ways and Means

On the Petition of Le Roy Secrest.

Report of the Committee on Public Buildings

On the Presentment of the Grand Jury of Newberry, relating to the Public Square, and on the Petitions of sundry citizens of Newberry on the same subject.

Report of the Committee on Pensions

On the Petition of Mary Miller.

Report of the Committee on the Judiciary,

On the Presentment of the Grand Jury of Marlboro' on the subject of a State Witness.

The following Reports were ordered to *lie on the Table :*

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of sundry citizens of Chesterfield, praying a new road from the Waxaw road to the Wadesboro' road,

On the Petition of sundry citizens of Chester praying the opening a new road in said District;

On the Petition of William Higgins,

On the Petition of sundry citizens of Abbeville praying the opening of a new Road;

On the Memorial of Jesse Maybin and the counter Petition of J. H. Henderson;

On the Petition of sundry citizens of Union praying leave to open a new road;

On the Petition of sundry citizens of Clarendon, asking the opening a public road into Santee Swamp.

Report of the Laurens Delegation

On the subject of a loan for relief of the sufferers by the late drought;

Report of the Committee on Pensions

On the Petition of Mary Hatch,

Reports of the Committee on Incorporations

On the Petition and counter Petition for an act of Incorporation by the Elders and Members of Salem Church,

On the Petition of sundry citizens of Edgefield praying for an act of Incorporation for a Rail Road from Aiken to Hamburg or Edgefield.

Reports of the Committee on Internal Improvements

On a Resolution of enquiry as to the expediency of abolishing the office of Superintendent of Public Works, or of reducing his salary,

On the Petition of Benjamin Godfrey.

Reports of the Committee on the Military

On the Petition of sundry citizens of Christ Church Parish, praying exemption from Drills and Reviews at Strawberry Ferry,

On the Petition of the commissioned officers of the 22d Regiment, praying the abolishment of Brigade Encampments, the restoration of Company Courts Martial, and the increase of Company Drills,

On the Petition of sundry officers of the 18th Regiment, praying an alteration in the Encampment system,

On the Presentment of the Grand Jury of Colleton, and on the Petitions of sundry citizens of Clarendon praying the repeal of the law respecting Brigade Encampments.

Reports of the Committee on Grievances

On the presentment of the Grand Jury of Sumter, respecting grog shops, and

On the Petition of Jesse Patrick.

On motion of Mr. CANNON, business was suspended at 40 minutes past 3 o'clock, till six o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 13, 1845.

MR. SPEAKER and GENTLEMEN:

Senate asks leave of your House to strike out from the Bill to make appropriations for the year commencing in October, 1845, the following words: "For the poor of the Districts of Spartanburg, Union, York, Chester, Lancaster, Laurens, Abbeville, Fairfield, and Newberry, thirty thousand dollars, to be paid to the Commissioners of the Poor of said Districts in proportion to their Representation in the Legislature," which words were stricken out by Senate on second reading and restored by your House on the third reading of the bill.

By order of the Senate,

ANGUS PATTERSON, President.

The House refused to grant leave to the Senate to strike out the words, and answer was returned accordingly.

The House considered and agreed to the Report of the Committee on the Contingent Accounts against the Upper Division of the Treasury, and it was ordered to be sent to the Senate for concurrence.

The Reports of the Committee on Privileges and Elections and a Report of

the Committee on Federal Relations in relation to the election of Electors of President and Vice President of the United States, which had been made the Special Order of the day were called for consideration:

Mr. McCARTHY moved to lay the Reports on the table, which was decided in the negative.

Yeas 46—Nays 47.

The Yeas and Nays were requested and are as follows:

Those who voted in the affirmative are

Messrs. Aiken,
W. J. Alston,
Bauskett,
Bedon,
Brooks,
Carew,
Carn,
Cooper,
A. H. Crawford,
J. G. W. Duncan
Geddes,
Grimball,
Haigler,
Hardee,
E. Harleston,
J. Harleston,
Harley,
Herbert,
Irby,
Jamison,
Johnson,
H. S. King,
Lartigue,
Legare,
McCarthy,
McMichael,
Maxwell,
Mimminger,
Middleton,
Miller,
Mordecai,
Oswald,
E. G. Palmer,
P. P. Palmer,
Perrin,
Poyas,
Shingler,
D. T. Sims,
Joel Smith,
Snowden,
Traylor,
Wallace,
Whaley,
Wilson,
Yates, and
Zimmerman.

Those who voted in the negative are the

Hon. William F. Colcock, Speaker, and

Messrs. Barnes,
Beckham,
Bethea,
Joseph A. Black,
W. C. Black,
Calhoun,
Cannon,
Chandler,
Chesnut,
C. J. Crawford,
DeSaussure,
P. E. Duncan,
Fair,
Foster,
Gaillard,
Gary,
Giles,
Henry,
Holland,
Hough,
McCully,
Mayes,
Means,
Mills,
Moody,
Noble,
Northrop,
O'Hanlon,
Orr,
Phillips,
Pinckney,
Pope,
Pressly,
Rodgers,
Sebring,
Seymour,
W. G. Simms,
E. P. Smith,
Henry Smith,
Sumter,
Tandy Walker,
Ware,
Watson,
Charles Williams,
G. W. Williams,
Wright.

On motion of

Mr. PINCKNEY, the Special Order was discharged and said Reports were made the Special Order for Monday next, at 12 M.

Mr. PINCKNEY submitted the following Resolution which was also made the Special Order of the day for Monday next, at 12 o'clock M.

Resolved, That the Report of the Committee on Privileges and Elections

in relation to the election of President and Vice President of the United States, and the Report of the Committee on Federal Relations upon the same subject be disagreed to; it being the opinion of this House that the election of those officers ought to be transferred from the Legislature to the people, and that the election by the people ought to be upon the principle of the General Ticket, the said ticket to be composed of one Elector from each Congressional District, and of one from the Upper and one from the Lower Division of the State.

The following Message was received from the Senate:

IN THE SENATE, December 13, 1845.

Mr. Speaker and Gentlemen:

Senate insists upon asking leave of your House to strike out from the Bill to make appropriations for the year commencing in October 1845, the following words, "For the poor of the Districts of Spartanburg, Union, York, Chester, Lancaster, Laurens, Abbeville, Fairfield and Newberry, Thirty thousand Dollars, to be paid to the Commissioners of the Poor of said Districts in proportion to their Representation in the Legislature," and has appointed Messrs. BOOZER, WITHERSPOON and PERRY, a Committee of free conference, and respectfully ask your House to appoint a similar Committee to meet the Committee of the Senate upon that subject.

By order of the Senate.

ANGUS PATTERSON, *President.*

The House insisted on their refusal to grant leave to the Senate to strike out the words proposed, and agreed to appoint a Committee to meet and confer with the Committee of the Senate on the subject of disagreement between the two Houses—Of which Committee the Speaker appointed Messrs. PINCKNEY, HENRY, MEMMINGER, WALLACE and MIDDLETON, and an answer was returned to the Senate.

The following Reports were considered and agreed to and ordered to be sent to the Senate for concurrence:

Report of the Committee of Ways and Means,

On a Resolution of enquiry as to the expediency of changing the agency of selling the public lots in the Town of Columbia.

Report of the Committee on Internal Improvements,

On a Resolution as to the expediency and cost of a survey of Tyger River, and

The Report of the Abbeville Delegation, upon the Report of the Trustees of the Estate of Dr. DeLaHowe.

The following Reports were ordered to lie on the Table:

Report of the Special Joint Committee appointed to examine the Bank of the State of South Carolina at Charleston, and

The Report of the Special Committee on Message No. 4. of His Excellency the Governor respecting the claim of Charles Parker.

The House considered and agreed to the following unfavorable Reports:

Report of the Committee on Roads, Bridges and Ferries;

On sundry Presentments relative to the License Law;

Reports of the Committee on colored Population;

On the Petition of citizens of Barnwell for an amendment of the Patrol Laws, and

On the Petition of Elisha Blackman and others, and also

The Report of the Charleston Delegation,

On the Petition of certain members of the City Guard, praying a repeal of the Law which prevents non-commissioned officers and privates of said guard from voting at city election.

The House concurred in and returned to the Senate,

The Report of the Special Committee on the Message No. 4, of the Governor, in relation to the claim of Major Charles Parker;

Also the Report of the Committee on the Judiciary on the communication of J. S. G. Richardson, State Reporter;

And the Report of the Committee on the Military and Pensions on the Petition of Thomas W. Huey.

Mr. PINCKNEY from the Committee appointed to confer with the Committee of the Senate, submitted the following Report:

The Committee of free conference to whom was referred the subject of the disagreement between the two Houses in relation to an appropriation of Thirty Thousand Dollars for the relief of the sufferers in certain Districts, respectfully report:

That they have had the same under consideration and recommend to the House that permission be given to the Senate to strike out that portion of the Appropriation Bill.

Mr. HENRY on the part of the minority of said Committee submitted a Report recommending that the House should insist on their refusal to grant leave to the Senate to strike out the words mentioned in their message.

The question was then put: Will the House agree to the Report of the Committee granting leave to the Senate to strike out the words? which passed in the affirmative.

Yeas 64: Nays 25.

Those who voted in the affirmative, are the

Hon. William F. Colcock, Speaker, and

Messrs.	Aiken,	John Harleston,	Northrop,
	W. J. Alston,	Harley,	Orr,
	Bauskett,	Herbert,	E. G. Palmer,
	Bethea,	Holland,	P. P. Palmer,
	Jos. A. Black,	Hough,	Perrin,
	Calhoun,	Hunt,	Phillips,
	Carew,	Jamison,	Pinckney,
	Carn,	Johnson,	Pope,
	Chandler,	H. S. King,	Porter,
	Chesnut,	Lartigue,	Poyas,
	Cooper,	Legare,	Pressly,
	A. H. Crawford,	Lucas,	Sebring,
	DeSaussure,	McCarley,	W. G. Simms,
	Dickinson,	McCully,	Henry Smith,
	J. G. W. Duncan,	McMichael,	Joel Smith,
	P. E. Duncan,	Maxwell,	Tandy Walker,
	Gary,	Mayes,	Wallace,

Geddes,	Memminger,	Ware,
Grimball,	Middleton,	Watson,
Hardee,	Moody,	Wilson, and
Edw. Harleston,	Mordecai,	Zimmerman.

Those who voted in the negative are

Messrs. Barnes,	Herndon,	D. T. Sims,
Beckham,	Irby,	Simons,
Wm. C. Black,	Manning,	E. P. Smith,
Cannon,	Means,	Torre,
Fair,	Mills,	Chas. Williams,
Foster,	O'Hanlon,	G. W. Williams,
Gibbs,	Read,	and
Giles,	Rodgers,	Wright.
Henry,	Seymour,	

The following Message was received from the Senate:

IN THE SENATE, December 13, 1845.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend a Bill, to make appropriations for the year commencing in October, 1845, by striking out the following words, "For the poor of the Districts of Spartanburg, Union, York, Chester, Lancaster, Laurens, Abbeville, Fairfield and Newberry, Thirty Thousand Dollars, to be paid to the Commissioners of the Poor of said Districts, in proportion to their Representation in the Legislature," as recommended by the Committee of Conference on that subject.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to amend the Bill by striking out the words, and an answer was returned accordingly.

A Resolution to discharge the Committees of this House from the further consideration of all matters now before them, was ordered to lie on the Table.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on the Judiciary,

On so much of the Governor's Message, as relates to the Departments of State and Surveyor General, and

Report of the Committee on Internal Improvements,

On the Report of J. A. Leland, late Superintendent of Public Works.

The Senate returned to this House with their concurrence, a Resolution to appoint Commissioners to approve sureties to bonds of Public officers, for Anderson District.

The Senate returned to this House, An Act to make appropriations for the year commencing in October, 1845; which was Committed to the Committee on Engrossed Acts.

On motion of Mr. Bauskett, the House adjourned at 55 minutes past 9 o'clock, P. M.

Monday, December 15, 1845.

At the time to which the House was adjourned, the Clerk called the Roll, when the Speaker took the chair, and a quorum being present, the Journal of Saturday's proceedings was read.

Mr. BAUSKETT from the Committee on Incorporations, made a Report on the Petition of the Town Council of Edgefield, praying an amendment of their charter, which was ordered to *lie on the table.*

Mr. JAMISON, from the Committee on the Military, made a Report on so much of the Message of the Governor, as relates to the claims upon the General Government, for advances made in the late war with Great Britain, and for payments to Volunteers in the Florida Campaign; which was ordered for consideration immediately—was agreed to—and ordered to be sent to the Senate for concurrence.

Mr. G. W. WILLIAMS, from the Committee on the Legislative Library made a Report on the expenditures for said Library, and of the books purchased; which was ordered to *lie on the table.*

Mr AIKEN, from the Special Joint Committee appointed to examine the Branch of the Bank of the State of South-Carolina, at Columbia, to whom was re-committed their Report; made a Report, which was ordered to *lie on the table.*

The House concurred in and returned to the Senate, the Report of the Committee on Agriculture and Internal Improvements, on the Petition of L. H. Dickey, in relation to his purchase of a portion of the public lands.

The Report of the Committee on Claims and Grievances, on the account of the office of the Camden Journal:

The Report of the same Committee, on the Account of Samuel Weir, for public printing; and

On the Report of the same Committee, on the Account of O. H. Wells, for public printing.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House concurred in and returned to the Senate, the Report of the Committee on Agriculture and Internal Improvements, on the Resolution of enquiry as to the large balance for the adjustment of Weights and Measures, to be furnished to this State under an Act of Congress.

Mr. HERNDON, from the Committee on Claims, to whom was referred a Resolution from the Senate, for the payment of an Assistant Door-Keeper of the Senate, made a Report, recommending that this House do not concur in the Resolution; which Report was ordered to *lie on the table,* and the Resolution of the Senate was concurred in and ordered to be returned.

The Senate concurred in and returned to this House,

The Report of the Committee on the Military, on the Petition of sundry citizens of Union District, praying for an alteration of the line between the 9th and 10th brigades of Infantry:

The Report of the Committee on Education, on the Returns of the Commissioners of Free Schools for St. John's, Colleton, and a Resolution to appoint W. D. Steele, to execute titles for public lots in the Village of Pickens.

The Senate sent to this House the following Resolutions, which were concurred in, and ordered to be returned.

Resolution for printing the Comptroller General's Report of Appropriations for the South-Carolina College; and

A Resolution, appointing certain persons (in lieu of others who have removed) under the provisions of an Act in relation to the German and American Trading and Insurance Company.

The House considered and agreed to the following Reports, which were sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Petition of W. H. Wingate and J. F. Ervin, Administrators:

On the Account of the proprietors of the Steam Saw Mill, in Charleston:

On the Account of A. G. Summer:

On the Account of John Adams, Sheriff of Lancaster:

On the Account of Thomas W. Glover, Clerk of the House:

On the Account of John C. Hoff:

On the Account of P. M. Johnson:

On the Account of William Matthiessen:

On the Account of John Adams, Sheriff of Laurens:

On the Account of Dr. W. M. Burt:

On the Account of W. B. Johnson:

On the Account of W. W. Purse:

On the Account of John A. Wagoner:

On the Account of Thomas Gates; and

On the Account of M. E. Munro.

Report of the Committee on Federal Relations,

On a Resolution of enquiry, as to alleged abuses in the execution of the law relating to Colored Seamen coming into this State, and on the propriety of amending the same.

Report of the Committee on the Military,

On so much of the Governor's Message No. 1, as relates to the cession of Fort Moultrie, and other sites in Charleston Harbor.

Report of the Committee of Ways and Means,

On the Report of the State Commissioners in the South-Carolina Rail Road Company.

Report of the Committee on the Lunatic Asylum, on the Reports of the Regents of that Institution.

Report of the Committee on Claims,

On the Account of Cottrell and Vernon, and Z. D. Cottrell:

Also, a Resolution, instructing the Superintendent of Public Works, to examine obstructions in the Savannah River, near Augusta; and

A Resolution to provide for the establishment of a Branch Mint at Charleston.

The Senate sent to this House the following Reports, which were concurred in, and ordered to be returned:

Report of the Special Committee, on so much of the Governor's Message, as relates to the offices of Secretary of State and Surveyor-General.

Report of the Committee on the College, Education and Religion, on the Petition of the Town Council of Moultrieville, praying for a fund to establish a Free School.

Report of the Special Committee, on the Report of the Trustees of the

Beaufort College, and the Memorial of sundry citizens of St. Helena Parish, respecting that College.

On motion of Mr. MEMMINGER, the consideration of a Resolution, instructing the Treasurer of the Upper Division not to institute suits on the bonds of those persons whose lands were sold under the Act of Assembly, passed in 1842, was indefinitely postponed.

Mr. MEMMINGER then submitted the following Resolution, which was ordered to be considered immediately—was agreed to—and ordered to be sent to the Senate for concurrence:

Resolved, That without prejudice to the Claims of the State, the Treasurer of the Upper Division is hereby instructed not to institute suits on the bonds taken for the sales of public lands, under the Acts of 1842 and 1843, until the next sitting of the General Assembly.

The House concurred in and returned to the Senate the following Reports:

Reports of the Committee on Claims and Grievances,

On the Account of John B. Irving:

On a Resolution, providing for the paying to the representatives of the late Judge Thompson, one quarter's salary:

On the Petition of A. M. Lowrey:

On the Account of W. W. Purse:

On the Account of Dr. B. M. Earle:

On the Petition of R. Q. Pinckney, Secretary of State:

On the Account of the Charleston Mercury:

On the Petition of George Nichols:

On the Petition of Alexander Norton:

On the Petition of Robert Neilson;

On the Account of the Charleston Mercury:

On the Account of John E. Grist:

On the Petition of Harmony Lodge, No. 17, of Barnwell; and

On the Account of the Clerk of the Senate.

The House considered and agreed to an unfavorable Report of the Committee of Ways and Means, on the Petition of Thomas N. Senross, praying payment of certain Indents; and Mr. HUNT obtained leave to withdraw the Indents.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1845.

Mr. Speak.r and Gentlemen:

Senate ask leave of your House to amend the Report of the Committe on Public Buildings of your House, on the Petition of Eleazer Waterman, to be released from his bond to the Commissioners of Public Buildings for Georgetown District, by adding the following words, to wit: "Provided, that the Commissioners of Public Buildings for Georgetown District, ask no further appropriation for building the new Jail.

By order of the Senate:

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendment proposed, and an answer was returned accordingly.

On motion of Mr. PHILLIPS, the House proceeded to the consideration of the Reports of the Committee on Privileges and Elections, and the Report

of the Committee on Federal Relations, on the manner of electing Electors of President and Vice President of the United States, and on an Act of Congress, prescribing the time for said election; and also Mr. PINCKNEY'S Resolution, on the same subject; which Reports and Resolution had been made the Special Order of the day, for this day at 1 o'clock.

On motion of Mr. MIDDLETON, the Special Order was discharged, and said Reports and Resolution were made the Special Order of the day, for this day at half-past 6 o'clock, P. M.

The House concurred in and returned to the Senate, the Report of the Committee on the Military and Pensions, on the Petition of Mary M. Hatch.

The Senate then attended and joined the House in a ballot for State Reporter.

The House considered and agreed to the Report of the Committee on the Judiciary on the presentment of the Grand Jury of Horry, on the subject of bastardy; on the petition of John Eady and on the petition of John Michel.

Mr. NORTHROP obtained leave to withdraw the Petition of John Michel, and

Mr. McCARTHY obtained leave to withdraw the petition of of John Eady.

The Senate then attended and joined the House in a ballot for President and Directors of the Bank of the State of South Carolina.

The following Reports were ordered *to lie on the table:*

Report of the Committee on Claims.

On the account of John Hudgeons Sheriff, of Laurens district;

Report of the Committee on the Military

On the Report of the Committee on Federal Relations of the Senate on so much of the Governor's Message as relates to the cession made by this State to the General Government of certain sites on Sullivan's Island and the harbor of Charleston contiguous to Fort Molutrie, and

The Report of the Committee on Incorporations

On sundry Petitions and Memorials praying for acts of incorporation, recharter, &c.

A Resolution to limit speeches during the remainder of the Session was also ordered *to lie on he table.*

Mr. HARLEY, from the Committee appointed to count the ballots cast for State Reporter, reported that J. S. G. Richardson received 82 votes, which was a majority of the ballots cast: Whereupon the Speaker announced that J. S. G. Richardson is elected State Reporter.

The House concurred in the following Reports and ordered them to be returned to the Senate:

Report of the Special Committee on the death of General Jackson;

Report of the Committee on the College, Education and Religion on the Annual Report of the College Treasurer;

Report of the Committee on the Lunatic Asylum and Medical Accounts, on the account of Dr. J. H. Boatwright;

Report of the Committee on the College, Education and Religion on so much of the Governor's Message as relates to the College and a system of instruction: and

The Report of the Committee on Roads and Buildings, on the Petition of E. Waterman.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee of Ways and Means,

On the Petition of Peter Vaught,

On the Memorial of the Faculty of the Medical College of the State of South Carolina:

On the Petition of citizens of Colleton district praying for a change in the mode of returning and paying taxes, and

On the Petition of D. L. McKay.

Reports of the Committee on Internal Improvements

On the Petitions of the citizens of Chesterfield, Marlboro' and Darlington, praying for an appropriation to improve the navigation of the Great Pee Dee River, and

On the Report of the Superintendent of Public Works.

Reports of the Committee on Federal Relations

On the Petition of John Strohecker and others, and

Upon the Protest of Massachusetts against the State of South Carolina;

Reports of the Committee on Education

On the Memorial of sundry citizens of St. Helena Parish respecting the College of Beaufort and the Report of the Trustees of the said College, and

On the Petition of William Stewart and Thomas Puryear.

Reports of the Committee on Claims,

On the Petition of Henry Davis, and

On the Account of Thomas P. Cooper.

Report of the Committee on the Judiciary

On a Resolution as to the filing of the decrees of the Chancellors, and the marriage of negroes and white persons, and

The Report of the Committee on Pensions

On the Petition of Elizabeth Boyce.

On motion of Mr. HERNDON the Reports of the Special Joint Committee appointed to examine the Bank of the State of South Carolina and its Branches and a resolution submitted by Mr. HERNDON on the 29th of November, respecting the Bank of the State of South Carolina, were *taken up*, and after some time spent in debate thereon,

On motion of Mr. MEMMINGER the said Reports and Resolutions were ordered *to lie on the table.*

The House considered and agreed to the Report of the Committee on Privileges and Elections, establishing places and appointing managers for the next General Elections, and ordered it to be sent to the Senate for concurrence.

Mr. HERNDON from the Committee appointed to count the ballots cast for President and Directors of the Bank of the State of South Carolina reported that FRANKLIN H. ELMORE received 135 votes for President, which is a majority of the ballots cast, and that

D. C. WEBB,
A. McDONALD,
ROBERT CALDWELL,
WILLIAM C. DUKES,
H. T. McGEE,
M. T. MENDENHALL,
SANUEL BURGER,
J. S. BOWIE,
W. A. CARSON,
G. N. REYNOLDS,
W. B. PRINGLE, and
W. M. LAWTON,

received a majority of the ballots cast for Directors. Whereupon the Speaker announced that the said Franklin H. Elmore is elected President of the Bank of the State of South Carolina, and the other twelve named gentlemen are elected Directors.

On motion of Mr. McCARTHY business was suspended at 4 o'clock, till 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the chair.

The House considered and agreed to the Report of the Committee on Vacant Offices, appointing District Officers; which was ordered to be sent to the Senate for concurrence.

The Senate sent to this House the following Reports and Resolutions, which were concurred in, and ordered to be returned:

The Report of the Committee on Accounts and Vacant Offices, on the Contingent Accounts against the Lower Division of the Treasury:

Report of the Committees of the Senate and House of Representatives, on the Legislative Library, on the expenditures of the appropriation for the Library and books purchased:

The Report of the Committee on the Judiciary, on the Report of the Attorney-General, the Solicitors of Middle, Northern, Southern, Eastern and Western Circuits:

The Report of the Committee on Claims and Grievances, on the Account of Benjamin Hart, for incidental expenses:

A Resolution, authorizing the Town Council of Greenville, to continue to act for another year:

A Resolution for publishing the answer of the President of the Bank of the State, in answer to a Resolution requiring a report of bad debts before 1843; and

A Resolution for transferring certain books from the Legislative Library to the Library of the Court of Appeals.

The following Reports were ordered to *lie on the table:*

Reports of the Special Joint Committee, appointed to examine the Branch of the Bank of the State of South-Carolina, at Camden; and

The Report of the Committee on the Judiciary, on a Resolution respecting seduction and wilful slander.

The following Message was received from the Senate:

IN THE SENATE, December 15, 1845.

Mr. Speaker and Gentlemen:

Senate ask leave of your House to amend the Report of the Committee on Privileges and Elections of your House, on sundry Resolutions and Petitions for the appointment of Managers and fixing places of Elections for the next General Election, by adding the following words: "For St. Peter's Parish, Beach Branch and Lawtonville, Benjamin Thomson: Cypress Creek and Black Swamp, Jacob Gurier; Robertville and Hennis' ⋈ Roads, John D. Hennis."

By order of the Senate.

ANGUS PATTERSON, *President*

The House granted leave to the Senate, to make the amendment proposed, and an answer was returned.

The Report of the Committee on the Judiciary, on the Petition of sundry citizens of Abbeville; and sundry Resolutions, relating to the Courts of Equity, the Court of Law and Codification; was ordered to *lie on the table.*

The following Message was received from the Senate:

IN THE SENATE, December 15, 1845.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on Vacant Offices of your House, by adding—"For Fairfield District—Commissioners of Free Schools—Samuel G. Barkley, James W. Craig, Philip Pullig, Theodore S. Dubose, B. F. Ravenel, John Buchanan, John Ross, George O'Neale.

For St. Helena Parish—William B. Fickling, Magistrate.

For Lexington District—Commissioners of Free Schools—Isaiah Vansant, Paul Quattlebum, John P. Anderson, Michael Wise, Reuben Harmon, Samuel P. Caughman, E. D. Gilmore, John Gates, John H. Threewits, Jacob Wingard, David Nunnamaker and Levi Metz."

By order of the Senate.

ANGUS PATTERSON, *President.*

The House granted leave to the Senate, to make the amendment proposed, and an answer was returned.

A Message was received from the Senate, by their Clerk, informing the House that they were now ready to proceed to the ratification of the Acts.

Mr. JOSEPH A. BLACK, from the Committee on Engrossed Acts, reported that the following Acts had been engrossed and examined, and are now ready for ratification:

1. *An Act* to extend the time given to carry into effect an Act, entitled, "An Act to authorize the formation of the Edgefield Rail Road Company," passed the seventh day of December, in the year of our Lord one thousand eight hundred and thirty-four, and for other purposes.

2. *An Act* to alter the sittings of the Courts of Law in certain Districts.

3. *An Act* to provide for the more effectual collection of taxes from free-persons of color.

4. *An Act* to vest in Martin Oakes and his heirs, forever, all the right, title and interest of the State to and in a certain tract of land, in the District of Darlington.

5. *An Act* to abolish the punishment of death in cases of forgery and counterfeiting.

6. *An Act* to authorise persons practicing Medicine under the Botanic or Thompsonian System, to receive compensation for their services.

7. *An Act* to amend the 7th section of an Act, entitled, "An Act to amend and explain the Militia Laws of this State," passed on the 19th day of December, A. D. 1839.

8. *An Act* to raise supplies for the year, commencing in October, one thousand eight hundred and forty-five.

9. *An Act* to exempt certain Wagons from toll, until the first day of October next.

10. *An Act* to Incorporate the Belvidere Manufacturing Company, in the State of South-Carolina.

11. *An Act* to exempt the Hilton Head Beat Company from Regimental and Battalion Reviews, and for other purposes.

12. *An Act* to establish certain Roads, Bridges and Ferries.

13. *An Act* to authorize the Commissioners of Cross Roads on Charleston Neck, to build a Guard House, and for other purposes.

14. *An Act* to authorize John W. Leak, to erect Mills on Thompson's Creek, near Cheraw.

15. *An Act* to incorporate the Graniteville Manufacturing Company, in the State of South-Carolina.

16. *An Act* to repeal the law of 1819, concerning vacant lands within ten miles of the Public Works.

17. *An Act* to establish the office, prescribe the duties, and fix the salary of State Reporter.

18. *An Act* to restore the law in relation to the pay of Jurors.

19. *An Act* to enable Prescott Bush to receive his annuity by his Attorney.

20. *An Act* to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted, and for other purposes.

21. *An Act* to authorize the formation of the Greenville and Columbia Rail Road Company.

22. *An Act* to incorporate the Village of Sumterville, and for other purposes therein mentioned.

23. *An Act* to incorporate the Ashley Manufacturing Company, in the State of South-Carolina.

24. *An Act* to make Appropriations for the year, commencing in October, A. D. 1845.

The SPEAKER, attended by the Officers, and accompanied by the Members of the House of Representatives, proceeded to the Senate Chamber, where the said Acts were duly ratified.

The Senate sent to this House,

The Report of the Committee on Agriculture and Internal Improvements, on the accounts ot the Superintendent of Public Works; and

A Resolution, providing for a report of lots in the town of Columbia, belonging to the State and unsold; which were concurred in, and ordered to be returned to the Senate.

On motion of Mr. PINCKNEY, the House proceeded to the consideration of the Reports of the Committee on Privileges and Elections, on a Resolution as to the expediency of giving the election of Electors of President and Vice President to the People, and the Reports of the Committee on Federal Relations, in reference to the late Act of Congress, prescribing the

time of holding the election of Electors of President and Vice President, and also the Resolution submitted by Mr. PINCKNEY, which had been made the Special Order of the day.

After some time spent in debate thereon, Mr. WALLACE moved to postpone the further consideration of said Reports and Resolutions till the first day of January next, which was decided in the negative.

Yeas, 39. Nays, 48.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are—

The Hon. William F. Colcock, Speaker, and

Messrs. J. A. Alston,
W. J. Alston,
Bauskett,
Brown,
Carn,
Cooper,
J. G. W. Duncan,
English,
Gary,
Hardee,
E. Harleston,
J. Harleston,
Harley,
Herbert,
Jamison,
Johnson,
Lartigue,
Legare,
McCarthy.
McMichael,
Maxwell,
Means,
Middleton,
Miller,
Mordecai,
Oswald,
P. P. Palmer,
Perrin,
Poyas,
Read,
Simons,
Joel Smith,
Stephens,
Strobhart,
Torre,
Traylor,
Wallace, and
Whaley.

Those who voted in the negative are—

Messrs. Barnes,
Bethea,
Joseph A. Black,
Calhoun,
Cannon,
Chandler,
Chesnut,
A. H. Crawford,
DeSaussure,
P. E. Duncan,
Fair,
Foster,
Gaillard,
Geiger,
Gibbs,
Giles,
Hardin,
Henry,
Holland,
Hough,
Irby,
Littlejohn,
McCully,
Manning,
Mayes.
Mills,
Moody,
Noble,
O'Hanlon,
Orr,
E. G. Palmer,
Phillips,
Pinckney,
Pope,
Pressly,
Seymour,
D. Thompson Sims,
W. Gilmore Simms,
E. P. Smith,
Henry Smith,
Tandy Walker,
Ware,
Watson,
Charles Williams,
G. W. Williams,
Wilson,
Wingard, and
Wright.

Mr. LARTIGUE moved for a call of the House which was decided in the negative.

Yeas 37—Nays 47.

Those who voted in the affirmative are

Messrs. J. A. Alston,
Barnes,
Brown,
Carn,
Cooper,
DeSaussure,
J. G. W. Duncan
Gaillard,
Gary,
Hardee,
E. Harleston,
J. Harleston,
Holland,
Irby,
Jamison,
Lartigue,
Legare,
McCarthy,
McMichael,
Manning,
Middleton,
Mordecai,
O'Hanlon,
Oswald,
P. P. Palmer,
Perrin,
Pope,
Poyas,
Read,
W. G. Simms,
Simons,
Stephens,
Torre,
Traylor,
Wallace,
Wingard, and
Wright.

Those who voted in the negative are the

Hon. William F. Colcock, Speaker, and

Messrs. W. J. Alston,
Bethea,
Joseph A. Black,
Calhoun,
Cannon,
Chandler,
Chesnut,
A. H. Crawford,
P. E. Duncan,
Fair,
Foster,
Geiger,
Gibbs,
Giles,
Hardin,
Herbert,
Henry,
Hough,
Johnson,
Littlejohn,
McCully,
Maxwell,
Mayes,
Means,
Miller,
Mills,
Moody,
Noble,
Orr,
E. G. Palmer,
Phillips,
Pinckney,
Pressly,
Seymour,
D. T. Sims,
E. P. Smith,
Henry Smith,
Joel Smith,
Strobhart,
Tandy Walker,
Ware,
Watson,
Whaley,
Charles Williams,
G. W. Williams,
Wilson.

Mr. BROWN moved to lay the Resolution submitted by Mr. PINCKNEY on the table, which was decided in the negative.

Yeas 34—Nays 50.

The yeas and nays were requested and are as follows:

Those who voted in the affirmative, are the

Hon. William F. Colcock, Speaker, and

Messrs. J. A Alston,
W. J. Alston,
Brown,
Carn,
Cooper,
J. G. W. Duncan,
Gary,
Hardee,
Johnson,
Lartigue,
Legare,
McCarthy,
McMichael,
Maxwell,
Means,
Middleton,
Perrin,
Poyas,
Read,
Simms,
Joel Smith,
Stephens,
Srtrobhart,
Torre,

E. Harleston,	Miller,	Traylor,
John Harleston,	Oswald,	Wallace, and
Jamison,	P. P. Palmer,	Whaley.

Those who voted in the negative, are

Messrs. Barnes,	Herbert,	Pinckney,
Bethea,	Henry,	Pope,
Joseph A. Black,	Holland,	Pressly,
Calhoun,	Hough,	Seymour,
Cannon,	Irby,	D. T. Sims,
Chandler,	Littlejohn,	W. G. Simms,
Chesnut,	McCully,	E. P. Smith,
A. H. Crawford,	Manning,	Henry Smith,
DeSaussure,	Mayes,	Tandy Walker,
P. E. Duncan,	Mills,	Ware,
Fair,	Moody,	Watson,
Foster,	Mordecai,	Charles Williams,
Gaillard,	Noble,	G. W. Williams,
Geiger,	O'Hanlon,	Wilson,
Gibbs,	Orr,	Wingard and
Giles,	E. G. Palmer,	Wright.
Hardin,	Phillips,	

The Reports of the Committee on Privileges and Elections and the Reports of the Committee on Federal Relations were ordered *to lie on the table.*

The following Resolution submitted by Mr. PINCKNEY, on Saturday last, was then read:

Resolved, That the Report of the Committee on Privileges and Elections in relation to the election of President and Vice President of the United States, and the Report of the Committee on Federal Relations upon the same subject be disagreed to; it being the opinion of this House that the election of those officers ought to be transferred from the Legislature to the people, and that the election by the people ought to be upon the principle of the General Ticket, the said ticket to be composed of one Elector from each Congressional District, and of one from the Upper and one from the Lower Division of the State.

The question was then put, Will the House agree to the Resolution? It passed in the affirmative.

Yeas 50—Nays 19.

The yeas and nays were requested and are as follows:

Those who voted in the affirmative are,

Messrs. Barnes,	Hardin,	Pinckney,
Bethea,	Herbert,	Pope,
Joseph A. Black,	Henry,	Pressly,
Calhoun,	Holland,	Seymour,
Cannon,	Hough,	D. T. Sims,
Chandler,	Irby,	W. G. Simms,
Chesnut,	Littlejohn,	E. P. Smith,
A. H. Crawford,	McCully,	Henry Smith,
DeSaussure,	Manning,	Tandy Walker,

P. E. Duncan,	Mayes,	Ware,
Fair,	Mills,	Watson.
Foster,	Moody,	Charles Williams,
Gaillard.	Noble,	G. W. Williams,
Gary,	O'Hanlon,	Wilson,
Geiger,	Orr,	Wingard and
Gibbs,	E. G. Palmer,	Wright.
Giles,	Phillips,	

Those who voted in the negative, are the

Hon. William F. Colcock, Speaker, and

Messrs. W. J. Alston,	Legare,	P. P. Palmer,
Brown,	McCarthy,	Perrin,
Cooper,	McMichael,	Joel Smith,
E. Harleston,	Maxwell,	Strobhart,
J. Harleston,	Means,	Wallace, and
Jamison,	Miller,	Whaley.

The Resolution was then ordered to be sent to the Senate for concerrence.

Mr. BROOKS who was absent when the vote was taken to agree to said Resolution was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered No.

The following Reports were concurred in by the Senate and returned to this House :

Reports of the Committee on Claims.

On the Petition of Robert Hann ;

On the Account of A. S. Johnson for Law Books furnished for the use of the State ;

On the Account of H. F. & G. E. Strochecker :

On the Petition of Isham Clements ;

On the Memorial of W. L. Keith, Clerk, of Pickens District ;

Oh the Petition of John Moore ;

On the Petition of Robert Neilson ;

On the Petition of Joseph Burton ;

On the Petition of Thomas R. McClintock :

On the Petition of W. H. Wingate and John F. Ervin administrators of William Wingate ;

On the Petition of Harmony Lodge No. 17, of Barnwell District ;

On the Account of Charles H. Allen for printing ;

On the Account of F. A. Joseph ;

On the Account of John Stubbs for printing ;

On the Account of J. T. Aldrich ;

On the Account of Todd and Wyatt ;

On the Account of A. S. Willington and Company ;

On the Account of Thomas W. Glover Clerk of the House of Representatives for Stationery, and

On the Account of W. W. Purse ;

Reports of the Committee of Ways and Means

On so much of the Comptroller General's Report as relates to dividends from the South Carolina Rail Road Company ;

On the Petition of D. Wallace, praying to be refunded a double tax ;

On the Petition of M. Suber, praying to be refunded a double tax;

On the Petition of the Commissioners of the Poor of Georgetown District praying the usual appropriation.

On a Resolution of enquiry as the expediency of changing the agency for selling the public lots in the town of Columbia;

On the Petition of Lewis Weathersbee praying to be refunded a tax;

On so much of the Comptroller General's Report as relates to the liabilities of the State for the Rail Road Company.

On the Petition of John W. Baker, praying to be refunded a double tax, and

On the Petition of Winborn Lawton praying to be refunded a tax twice paid.

Reports of the Committee on the Military

On so much of the Governor's Message as relates to the claims upon the General Government for advances in the late war with Great Britain and for payments to volunteers in the Florida Campaign; and

On so much of the Governor's Message No. 1, as relates to the cession of Fort Moultrie and other sites in Charleston Harbor.

Reports of the Committee on Education

On so much of the Governor's Message No. 3, as relates to the account of the Commissioners of the Deaf and Dumb and of the Blind, and

On the Report of the Attorney General on the Ludlam School Fund, and the Report of the Vestry of St. James Goose Creek on the administration of the said fund during the past year.

Report of the Committee on the Lunatic Asylum

On the Report of the Regents of the Lunatic Asylum.

Report of the Medical Committee

On the Account of Dr. T. J. Flinn.

Report of the Abbeville Delegation

On the Report of the Trustees of the Estate of Dr. De La Howe.

Report of the Committee on the Judiciary,

On so much of the Governor's Message, as relates to the Reports of the Departments of State and Surveyor-General, as to the repairs and improvements suggested for the convenient dispatch of business, and the preservation of the public Records;

Report of the Committee on Public Buildings;

On the Petition of Eleazer Waterman, praying to be released from his bond to the Commissioners of Public Buildings for Georgetown District;

Report of the Committee on Internal Improvements,

On a Resolution, requiring them to enquire as to the expediency and cost of a Survey of Tyger River;

Report of the same Committee, on the Petition of John Littlejohn, and of citizens of Union and Spartanburgh, praying for leave to erect a mill dam across Pacolet River.

Reports of the Committee on Claims,

On the Account of Jno. Adams, Sheriff of Lancaster, for articles furnished the Jail:

On the Account of John Adams, Sheriff of Lancaster, for serving writs of election.

Report of the Committee on Education,

On the Returns of the Commissioners of Free Schools, for the several Districts and Parishes of this State.

Report of the Committee on Vacant Offices, appointing District Officers

Report of the Committee on Privileges and Elections,

On sundry Resolutions and Petitions, relating to places of Elections and the appointment of Managers of Election.

Report of the Committee of Ways and Means,

On the Report of the State Commissioners in the South-Carolina Rail Road Company.

The Senate also returned, with their concurrence, the following Resolutions:

A Resolution to provide for the establishment of a Branch Mint at Charleston:

A Resolution, instructing the Superintendent of Public Works, to examine obstructions in the Savannah River, near Augusta; and

A Resolution, directing the Treasurer of the Upper Division not to institute suits on certain bonds, till the next session of the General Assembly.

Mr. DESAUSSURE presented the Accounts of F. W. Green, Lessee of the Columbia Canal; also,

The Report of the Committee on Federal Relations, as to certain documents transmitted from other States, and which accompanied the Governor's Message No. 1; which were ordered to *lie on the table.*

On motion of Mr. PINCKNEY, the House then resolved itself into a Committee of the Whole, Mr. W. GILMORE SIMMS in the Chair.

Mr. PINCKNEY submitted the following Resolution:

Resolved, That the thanks of this House be presented to the Honorable WILLIAM F. COLCOCK, for the ability, dignity, impartiality and decision, with which he has discharged the duties of the Chair.

On motion of Mr. MIDDLETON, the Resolution was amended, by inserting after the word "Resolved," the word "unanimously," and thus amended, the Resolution was unanimously agreed to.

The Speaker having resumed the Chair, Mr. W. GILMORE SIMMS, from the Committee of the Whole, reported the Resolution which had been adopted.

Whereupon, the SPEAKER rose and said—

"*Gentlemen of the House of Representatives:*

Permit me to return you, with unaffected sincerity, my thanks for the kind expression of your confidence, which you have done me the honor to convey in the Resolution which has been announced to me.

Animated, as I have been, by the single desire to discharge the duties of my office, with impartiality and fidelity, it is gratifying to me, to receive your assurance that I have not failed in my efforts.

In presiding over your delibetations, Gentlemen, I have ever felt that the honor of my station was entirely due to the character of this Assembly.

Perhaps in no other deliberative Body, will be found more uniform courtesy of deportment—more liberal toleration of opinion—or a higher susceptibility to the just influences of truth, reason and justice.

Resting on this conviction, I have ever felt the most perfect confidence, that I should receive your cordial support and kind indulgence; and thus, whilst the duties of my station lost all their arduousness, they retained all their pleasure.

In a few more brief minutes, Gentlemen, we shall part—part to meet no more as the united depository of our public trust. Some of us may be, as others of us have been, within the circle of another year, summoned to our last account. Some of us may retire to the bosom of private life, whilst others, abandoning the homes of their youth and their manhood, may seek their fortunes in another land.

Under whatever circumstances of prosperity, or adversity, and wherever you may be—in public or in private life—as citizens and as men, I tender you all my best wishes for your happiness in this life, and your peace hereafter.

With the hope, Gentlemen, that our deliberations may commend themselves to the approbation of our constituents, and that they may also result in advancing the honor and interest of our country, permit me now to bid you all, respectfully, farewell."

The Senate and House of Representatives, by verbal Messages interchanged by their Clerks, were informed that the Legislative business of the General Assembly was finished.

The SPEAKER adjourned the House of Representatives *sine die*, at 45 minutes past 11 o'clock, P. M.

ERRATA.

Page 73, 21st line—read "*Marlborough*," instead of "*Darlington*."

" 124—Transpose the 3d and 4th lines, so as to be read as the 6th and 7th lines from the top of the page.

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TITLE.	Notice of.....	First Reading.	Sent to Senate	Passed.....	Other proceedings.	Ratified.....
27. A Bill to alter and amend the Act, entitled "An Act to prevent the citizens of New York from carrying slaves, or persons held to service, out of this State, and to prevent the escape of persons charged with the commission of any crime,".....		59	66			
28. *A Bill to extend pecuniary relief to the citizens of that portion of the State, who have suffered in the loss of their grain crop to an extent, so as to endanger their subsistence during the next year,.....	60	69			89 97	
29. A Bill to alter the Law in relation to Magitrates' executions, and the duty of Sheriffs as to executions in their Offices,..	61	64	109		76	
30. A Bill to confirm titles to such persons as have taken out grants of lands reserved by the State, on certain conditions, and for other purposes,.....		64			77 96 97	
31. A Bill to inflict capital punishment on slaves and free persons of color, guilty of the seduction of white women,.....	64	69			76 110	
32. A Bill to Incorporate the Edisto and Ashley Canal Company,.....	64	70	110		83	
33. A Bill to restore the Law in relation to the pay of Jurors,.....		65	78	112	121	139
34. A Bill to raise supplies for the year, commencing in October, one thousand eight hundred and forty-five.....		65	78	112	120	139
35. *A Bill to alter and amend the Law in relation to Tavern keepers and retailers of spirituous liquors,.....	65	75			82 109	
36. *A Bill to alter the sittings of the Courts of Law in certain Districts, within the Northern, Middle and Eastern Circuits,		66	98	120	123	138
37. A Bill to authorize persons practicing Medicine, under the Botanic or Thompsonian system, to receive crmpensation for their services,.....	1	66	90	112	120	138
38. A Bill to amend the 7th section of an Act, entitled "An Act to amend and explain the Militia Laws of this State," passed on the 19th day of December, in the year of our Lord, 1809,.....		68	99	112	120	138
39. A Bill to alter and amend an Act,						

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TITLE.	Notice of.....	First Reading.	Sent to Senate.	Passed.....	Other proceedings.	Ratified.....
entitled "An Act to convert the Arsenal, at Columbia, and the Citadel and Magazine, in and near Charleston, into Military Schools,.....		68			99	
40. A Bill to maintain in the freeholder, the integrity of the freehold, by the exemption of Real Estate from levy and sale under execution, and for other purposes,....	70	75			94	
41. A Bill to provide for the construction of Turnpike Roads, to connect Columbia with the upper Districts, and for other purposes,.....		74			108	
42. A Bill to regulate the fees of Solicitors and Commissisners in Equity, Attorneys at Law, and Officers of Court,.....	75					
43. A Bill to provide for the more effectual collection of Taxes from free persons of color,.....		76	109	122	123	138
44. A Bill to make appropriations for the year, commencing in October, one thousand eight hundred and forty five,.....		76	107	122	106 107 127 129 130 131	139
45. A Bill to authorize the City Council of Charleston, to build a bridge across Ashley River,.....	76	84			88 110	
46. A Bill to alter the Law in relation to certain fees of certain officers of the State, and for other purposes,.....		76			109	
47. A Bill to establish certain Roads, Bridges and Ferries,.....		76	97	112	112 120	139
48. A Bill to exempt the Hilton Head Beat Company from Regimental and Battalion reviews, and for other purposes,....		82	109	122	123	139
49. A Bill to reduce the Toll on one horse Wagons, at certain Toll Gates on the State Road,.....	84	89			106	
50. A Bill to amend the 6th section of an Act, entitled "An Act for the better regulation and government of free negroes and free persons of color, and for other purposes," ratified on the 23rd of December, 1822,.....	84	89			94	
51. A Bill to authorize the Commissioners of Cross Roads on Charleston Neck,						

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52. A Bill to authorize the City Council of Charleston, to establish a Bridge over Ashley River, and for other purposes,....		85			100	
53. A Bill to vest in the Superintendent of Public Works, the Ferry on the Camden Road, across Santee River,.....		88			95	
54. A Bill to vest in the South Carolina Rail Road Company, the right of crossing the Savannah River, at Hamburg,.....		88				
55. A Bill to authorize the infliction of solitary confinement, and confinement at hard labor, in cases of conviction for felony.		94				
56. A Bill to facilitate the prosecution of suits and collection of debts, by the Bank of the State of South Carolina and its Branches,.....		97				
57. A Bill to amend an Act to Incorporate the American and German Trading and Insurance Company,.....		97			110	
58. A Bill to prevent the marital rights of the husband from attaching upon the estates of married women,.....		102				

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2. A Bill to authorize John W. Leak to erect mills on Thompson's Creek, near Cheraw.....	73	112	122		82	139
3. A Bill to alter and amend the law concerning the care and custody of derelict estates, by the Ordinary.....	81				99	
4. A Bill to repeal a part of the 3d Section of the Act, passed the 18th day of December, 1844, entitled "An Act to make further provision for the security of public monies under the control of the different Boards of Commissioners in the State," and to exempt the Commissioners of the Poor for Charleston Neck, from the operation of the 2nd clause, of the said Act....	81			101	112	
5. A Bill to amend an Act entitled "An Act to amend the Act of 1788, commonly called the "Prison Bound Act," passed the 19th of December, 1833.....	88				110	
6. A Bill to release the right and interest of the State in the personal property of Frederick Joseph Wallern to the heirs of George Stairley and of Elizabeth C. Long.	93				119 115	
7. A Bill to incorporate the Village of Sumterville.....	93	118	124		101	139
8. A Bill to abolish Brigade Encampments.....	93			106 116	115 118	
9. A Bill to authorize the formation of the Greenville and Columbia Railroad Company.....	100	115	121		106 114	139
10. A Bill to incorporate certain Societies and Companies, and renew and amend certain charters heretofore granted.....	100	118	125		102 117 124	139
11. A Bill to vest in Mary Shuler, the title of the State to certain lands.....	100	119			106	
12. A Bill to give the Defendents in prosecutions, at the suit of the State, the same right of process to compel the attendance						

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13. B Bill concerning colored seamen on the vessels of foreign powers, entering the ports of this State.....	100			110	
14. A Bill to authorize the Commissioners of Charleston Neck, to build a guard House, and for other purposes.....	100	112	122	102	139
15. A Bill to exempt the Hilton Head Beat Company, from Battalion and Regimental drills and reviews.....	100			106 119	
16. A Bill to alter and amend an Act entitled "An Act to convert the Arsenal at Columbia and the Citadel and Magazine, in and near Charleston into Military Schools.	110			111	

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OFFICERS ELECTED

BY THE GENERAL ASSEMBLY OF SOUTH CAROLINA,

AT ITS REGULAR SESSION OF 1845.

Senator of the United States.....JOHN C. CALHOUN.

Adjutant and Inspector General.....JAMES W. CANTEY

Register of the Court of Equity, Charleston,.....THOMAS J. GANTT.

Superintendent Public Works.....W. W. ANCRUM.
Comptroller General.....W. C. BLACK.
Treasurer Lower Division.....J. D. YATES.

COMMISSIONERS IN EQUITY:

For Charleston.....J. W. GRAY.
For Cheraw.....D. S. HARLEE.
For Kershaw.....J. D. KERSHAW.
For Lancaster.....J. H. WITHERSPOON
For Sumter.....J. B. MILLER.
For Orangeburgh.....V. D. V. JAMISON.
For Marion.....R. B. BOYLSTON.
For Spartanburgh.....T. O. P. VERNON.
For Beaufort.....R. J. DAVANT.
For Anderson.....O. A. NORRIS.
For Darlington.....E. A. LAW.

PRESIDENT AND DIRECTORS OF BANK OF THE STATE.

F. H. ELMORE, *President.*

D. C. WEBB,	*Directors*	WILLIAM C. DUKES,
SAMUEL BURGER,		WILLIAM M. LAWTON,
ALEXANDER M'DONALD,		HALL T. M'GEE,
J. S. BOWIE,		G. N. REYNOLDS,
ROBERT CALDWELL,		M. T. MENDENHALL,
WILLIAM A. CARSON,		WILLIAM B. PRINGLE.

Solicitor of the Eastern Circuit.....ALEXANDER M. McIVER.

TRUSTEES OF THE COLLEGE.

Georgetown.....R. F. W. ALLSTON.
Beaufort.....R. W. BARNWELL.
Colleton.....W. B. SEABROOK.
Charleston.....C. G. MEMMINGER.
Richland.....W. F. DESAUSSURE.
" .....J. GREGG.
" .....WADE HAMPTON.
" .....J. H. ADAMS.
Sumter.....J. L. MANNING.
Marlborough.....JAMES GILLESPIE.
Chester.....F. W. DAVIE.
Laurens.....H. C. YOUNG.
York.....I. D. WITHERSPOON.
Union.....T. N. DAWKINS.
Darlington.....THOMAS SMITH.
Anderson.....J. N. WHITNER.
Kershaw.....T. J. WITHERS.
Greenville.....B. F. PERRY.
Fairfield.....J. BUCHANAN

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

OF THE

STATE OF SOUTH CAROLINA,

BEING

THE ANNUAL SESSION OF 1846.

COLUMBIA, S. C.
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1846.

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OF THE

HOUSE OF REPRESENTATIVES.

OF THE

STATE OF SOUTH CAROLINA.

MONDAY, NOVEMBER 23, 1846.

GENERAL ASSEMBLY OF THE STATE OF SOUTH CAROLINA:

Begun and held at the Capitol, in Columbia, on the twenty-third day of November, in the year of our Lord one thousand eight hundred and forty-six, on which day, being that fixed by the Constitution for the meeting of the General Assemby,

On motion of Mr. PHILLIPS, Mr. JAMES E. HENRY, a member elect from Spartanburg District, was called to the chair, when THOMAS W. GLOVER, Clerk of the late House of Representatives, commenced a call of the House by Election Districts, and the following gentlemen appeared, produced their credentials, were sworn by the chair, and took their seats:

From Abbeville—Messrs. GEORGE W. PRESSLY, JOEL SMITH, THOMAS R. GARY, BENJ. Y. MARTIN, and THOMAS THOMPSON.

From Barnwell—Messrs. J. J. WILSON, J. M. ALLEN, J. J. HARLEY, and H. B. RICE.

From Chester—Messrs. F. W. DAVIE, and J. B. McCULLY.

From Chesterfield—Mr. JAMES W. BLAKENEY.

From Claremont—Messrs. S. R. CHANDLER, J. B. WITHERSPOON and F. H. KENNEDY.

From Clarendon—Messrs. GEORGE W. COOPER, and MOSES M. BENBOW.

From Darlington—Messrs. JOHN P. ZIMMERMAN and J. D. WILSON.

From Edgefield—Messrs. OLIVER TOWLES, B. C. YANCEY, ARTHUR SIMKINS, DANIEL HOLLAND, JOHN B. HOLMES and JAMES S. POPE.

From Fairfield—Messrs. S. H. OWENS, EDWARD G. PALMER, JAMES R. AIKEN and WM. W. BOYCE.

From Greenville—Messrs. T. EDWIN WARE, P. E. DUNCAN, G. F. TOWNES and E. P. JONES.

From Horry—Mr. CHARLES MURRELL.

From Kershaw—Messrs. A. H. BOYKIN and JAMES CANTEY.

From Lancaster—Messrs. DIXON BARNES and THOMAS J. WRIGHT.

From Laurens—Messrs. C. P. SULLIVAN, FLEMING MOSELEY, CHARLES WILLIAMS and P. L. CALHOUN.

From Lexington—Messrs. JOHN C. GEIGER and J. SWYGERT.

From Marion—Messrs. C. J. CRAWFORD, WILLIAM EVANS and W. W. HARLLEE.

From Marlboro'—Messrs. J. W. HARRINGTON and B. B. ROGERS.

From Newberry—Messrs. BENJAMIN WALDO, MATTHEW HALL and HENRY SUMMER.

From Orange—Messrs. L. E. COONER and D. F. JAMISON.

From Pendleton—Messrs. JAMES L. ORR, J. T. BROYLES, ELIJAH ALEXANDER, WILLIAM SLOAN, E. H. GRIFFIN, J. W. HARRISON, and D. S. TAYLOR.

From Prince George, Winyaw—Messrs. J. IZARD MIDDLETON, J. HARLESTON READ, Jr., and SAMUEL T. ATKINSON.

From Prince William—Mr. WILLIAM F. COLCOCK.

From Richland—Messrs. A. R. TAYLOR, W. F. DESAUSSURE, A. P VINSON, and JAMES D. TRADEWELL.

From Spartanburg—Messrs. B. B. FOSTER, J. E. HENRY, J. P. MILLER, SAMUEL OTTERSON and E. P. SMITH.

From St. Andrew's—Mr. WILLIAM J. BULL.

From St. Bartholomew's—Messrs. M. E. CARN, THOMAS PYE and J. OSWALD.

From St. George's, Dorchester—Mr. R. S. BEDON.

From St. James', Goose Creek—Mr. JAMES S. SHINGLER.

From St. John's, Berkley.—Messrs. JOHN HARLESTON and THOMAS W. PORCHER.

From St. John's, Colleton—Messrs. W. J. WHALEY and E. M. SEABROOK.

From St. Luke's—Messrs. R. L. TILLINGHAST and THOMAS S. GILLISON.

From St. Paul's—Mr. JOHN BOYLE.

From St. Peter's—Messrs. ALFRED M. MARTIN AND WHITE W. HARDEE.

From St. Philip's and St. Michael's—Messrs. W. D. PORTER, JOHN PHILLIPS, JAMES SIMONS, JAMES M. WALKER, C. G. MEMMINGER, W. ALSTON PRINGLE, JOHN E. CAREW, F. D. RICHARDSON, ALFRED H. DUNKIN, HENRY HORLBECK, BENJAMIN FANEUIL HUNT, C. B. NORTHROP and NELSON MITCHELL

From St. Thomas and St. Dennis—Mr. J. B. POYAS.

From Union—Messrs. JOSEPH F. GIST, WALTER FERNANDES, D. WALLACE and JOHN GIBBS.

From Williamsburg—Mr. J. W. McCUTCHEN.

From York—Messrs. R. G. McCAW, G. W. WILLIAMS, WILLIAM GILES and R. A. SPRINGS.

—

A quorum of the Members being present, the House then proceeded to the election of a Speaker to preside over its deliberations, and on an examination of the ballots it appeared that Mr. WILLIAM F. COLCOCK, a Representative from Prince William's Election District, received 106 votes, and was elected.

Whereupon Mr. COLCOCK was conducted to the Chair by Messrs. CARN, DESAUSSURE and BEDON, a Committee appointed for that purpose, and addressed the House as follows:

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES:

Selected by your kindness again to preside over the deliberations of this Assembly, permit me to express the deep sense I entertain of the honor bestowed upon me.

No one can occupy this station without being profoundly impressed with the high trust reposed in him, and however familiar experience may render its duties, it can never diminish my appreciation of its honor and responsibility.

Chosen, as you are, to be the Law givers of a free people, your own high duties but serve to enhance the importance of those which devolve on your presiding officer.

I enter then, Gentlemen, on the performance of those duties with an increased sense of the obligation which rests upon me to discharge them with impartiality and fidelity, and with a confident reliance on that co-operation and kind support which have never been withheld from me.

Representing, as you do, a united people, with no disturbing question to distract your counsels, I trust they will be conducted with your accustomed harmony, and result in honour to yourselves, and substantial good to your country.

The House then proceeded to the election of Clerk, and Reading Clerk successively.

Mr. AIKEN, from the Committee appointed to count the ballots cast for Clerk of the House of Representatives, reported that THOMAS W. GLOVER

was unanimously elected. The Constitutional oath of office was then administered to the Clerk by the Chair.

On motion of Mr. MEMMINGER,

Resolved, That the Rules heretofore printed for the use of the House of Representatives, be adopted as the Rules of the present House, and that the Librarian furnish each Member of this House with a copy thereof.

The House then proceeded to a ballot for Messenger.

Mr. BARNES, from the Committee appointed to count the ballots, cast for Reading Clerk, reported, That A. C. SPAIN had received 47 votes, W. B. IOOR, 42 and C. H. AXSON, 20 votes, and that no candidate having received a majority there was consequently no election.

The House then proceeded to a second ballot for Reading Clerk.

Mr. BENBOW, from the Committee appointed to count the ballots, cast for Messenger, reported, That no candidate had received a majority, and that consequently there was no election.

Mr. BOYKIN, from the Committee appointed to count the votes cast for Reading Clerk on the second ballot, reported, That W. B. IOOR had received 64 votes and A. C. SPAIN 44 votes. Whereupon the Speaker announced that W. B. IOOR was duly elected Reading Clerk, and administered to him the constitutional oath of office.

The House then proceeded to an election of Door Keeper, and immediately after to a second ballot for Messenger.

On motion of Mr. CAREW,

Resolved, That a Committee be appointed to wait on His Excellency the Governor, and inform him that a quorum of the House had assembled and were ready to receive any communication he may be pleased to make. Whereupon the Speaker appointed the following gentlemen as the Committee: Messrs. CAREW, A. H. DUNKIN and THOMAS THOMPSON.

Mr. BULL, from the Committee appointed to count the ballots cast for Door Keeper, reported that James McELHENNY had received 81 votes, which was a majority: whereupon the SPEAKER declared JAMES McELHENNY duly elected, and administered to him the Constitutional oath of office.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 23, 1846.

Mr. Speaker, and Gentlemen,

Senate inform the House that they have met and formed a quorum; have elected ANGUS PATTERSON President, WILLIAM E. MARTIN Clerk, and JOHN T. GOODWYN Reading Clerk, and are ready to proceed to business.

By order of the Senate.

ANGUS PATTERSON, *President.*

On motion of Mr. MEMMINGER, a Message was ordered to be sent to the Senate, informing that body that a quorum of the House had assembled, and had elected WILLIAM F. COLCOCK, Speaker, THOMAS W. GLOVER Clerk, and W. B. IOOR Reading Clerk, and had proceeded to business.

On motion of Mr. MEMMINGER,

Ordered, That when this House adjourns it shall be adjourned to meet at 12 o'clock, M. to-morrow; and on his motion the House adjourned, at 19 minutes past o'clock, P. M.

TUESDAY, NOVEMBER 24, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Members attended, were sworn, and took their seats.

From St. Stephen's—Mr. W. MAZYCK PORCHER.

From St. Phillip's and St. Michael's—Mr. P. DELLA TORRE.

From Christ Church—Mr. WARREN DUPRE.

Mr. CARN, from the Committee appointed to count the votes given for Messenger on the second ballot reported, that no candidate had received a majority, and that consequently there was no election.

Mr. CAREW, from the Committee appointed to wait on the Governor reported, that they had performed that duty, and that the Governor would communicate to this House this day at 12 o'clock M.

The House then proceeded to a third ballot for Messenger.

The SPEAKER announced the appointment of the following Standing Committees of this House:

COMMITTEE ON PRIVILEGES AND ELECTIONS.

F. W. Davie.

W. D. Porter,	Geo. W. Cooper,
B. B. Foster,	Oliver Towles,
A. R. Taylor,	Joseph F. Gist,
J. J. Wilson,	R. G. McCaw,
J. W. Harrington,	D. S. Taylor.

COMMITTEE ON WAYS AND MEANS.

C. G. Memminger,

E. G. Palmer,
Daniel Wallace,
G. F. Towns,
P. Della Torre,
Joel Smith,
James S. Pope,
Samuel Otterson,
A. H. Boykin.

COMMITTEE ON FEDERAL RELATIONS.

W. F. DeSaussure,

James M. Walker,
James E. Henry,
Nelson Mitchell,
William Sloan,
D. F. Jamison,
Arthur Simkins,
B. Y. Martin,
F. D. Richardson.

COMMITTEE ON THE JUDICIARY.

Benjamin F. Hunt,

W. D. Porter,
James Simons,
W. W. Boyce,
J. W. Harrison,
John Phillips,
R. L. Tillinghast,
C. P. Sullivan,
B. C. Yancey.

COMMITTEE ON INTERNAL IMPROVEMENTS.

J. Izard Middleton,

John E. Carew,
J. J. Harley,
J. C. Oswald,
M. M. Benbow,
E. G. Palmer,
William Giles,
Jacob Swygert,
W. Mazyck Porcher.

J. Hume Lucas.

COMMITTEE ON CLAIMS.

J. W. Blakeney,

John T. Broyles,
S. R. Chandler,
P. E. Duncan,
R. G. McCaw,
James L. Orr,
J. J. Wilson,
A. H. Dunkin,
Oliver Towles.

COMMITTEE ON THE MILITARY.

D. F. Jamison,

Daniel Wallace,
T. Edwin Ware,
William Evans,
Samuel H. Owens,
James Simons,
W. Jas. Whaley,
J. Harleston Read, jr.
I. D. Wilson.

G. C. Geddes.

COMMITTEE ON ROADS, BRIDGES AND FERRIES.

M. E. Carn,

Charles Williams,
Joseph F. Gist,
C. J. Crawford,
T. S. Gillison,
White W. Hardee,
Elihu H. Griffin,
John M. Allen,
Thomas W. Porcher.

COMMITTEE ON PUBLIC BUILDINGS.

Thomas J. Wright,

Dixon Barnes,
James S. Shingler,
E. Alexander, jr.
F. Mosely,
Joseph F. Gist,
Henry Horlbeck,
H. B. Rice,
J. B. Holmes,

COMMITTEE ON INCORPORATIONS.

W. W. Harllee,

G. W. Pressley,
E. P. Smith,
Walter Fernandes,
Matthew Hall,
S. R. Chandler,
John C. Geiger,
James Cantey,
John Boyle.

COMMITTEE ON EDUCATION.

C. B. Northrop,

John Harleston,
R. S. Bedon,
S. T. Atkinson,
W. Alston Pringle,
James L. Orr,
A. P. Vinson,
E. P. Jones,
Alfred M. Martin.

D. E. Huger, Jr.

COMMITTEE ON ACCOUNTS.

James R. Aiken,

Daniel Holland,
D. S. Taylor,
J. C. Oswald,
F. H. Kennedy,
John Gibbs,
J. W. McCutchen,
J. B. McCully,
B. B. Rogers.

COMMITTEE ON COLORED POPULATION.

J. Harleston Read, Jr.

P. Della Torre,
Daniel Holland,
Thomas Pye,
Thomas W. Porcher,
P. L. Calhoun,
L. E. Cooner,
R. A. Springs,
E. M. Seabrook.

COMMITTEE ON DISTRICT OFFICES AND OFFICERS.

James E. Henry,

J. M. Walker,
Thomas Thompson,
Nelson Mitchell,
E. P. Jones,
W. James Whaley,
Henry Summer,
J. D. Tradewell,
A. M. Martin.

COMMITTEE ON AGRICULTURE.

William I. Bull,

Joel Smith,
Warren DuPre,
E. M. Seabrook,
A. H. Boykin,
John Harleston,
A. R. Taylor,
J. B. Holmes,
William Sloan.

COMMITTEE ON GRIEVANCES.

James S. Shingler,

Charles Williams,
Matthew Hall,
Jacob Swygert,
B. B. Rogers,
E. Alexander, Jr.
J. W. McCutchen,
A. P. Vinson,
E. H. Griffin.

COMMITTEE ON THE LUNATIC ASYLUM.

J. D. Tradewell,

John P. Zimmerman,
J. B. Poyas,
J. J. Harley,
J. T. Broyles,
George W. Pressley,
R. S. Bedon,
J. P. Miller,
Benj. Waldo.

COMMITTEE ON PENSIONS.

G. W. Williams,

J. B. Poyas,
J. B. McCully,
P. L. Calhoun,
Charles Murrell,
P. E. Duncan,
B. B. Foster,
John Gibbs,
James Cantey.

COMMITTEE ON PUBLIC PRINTING.

W. W. Boyce,

W. F. DeSaussure,
S. T. Atkinson,
J. W. Harrison,
J. E. Carew,
Dixon Barnes,
G. F. Townes.

MEDICAL COMMITTEE.

Thomas R. Gary,

John P. Zimmerman,
J. P. Miller,
M. M. Benbow,
J. B. Witherspoon,
Benjamin Waldo,
J. W. Harrington.

COMMITTEE ON VACANT OFFICES.

George W. Cooper,
C. J. Crawford, William Giles,
E. P Smith, Walter Fernandes,
J. C. Geiger, F. Moseley.

COMMITTEE ON ENGROSSED ACTS.

C. P. Sullivan,
Thomas Thompson, James R. Aiken,
F. D. Richardson, R. A. Springs.

COMMITTEE ON THE LEGISLATIVE LIBRARY.

John Phillips,
Henry Summer, J. B. Witherspoon,
A. H. Dunkin, W. A. Pringle.

Cashier,—Alfred M. Martin.
Deputy Cashier,—E. P. Jones.

The Senate sent to this House, a Resolution, appointing Managers of Election for Claremont, in which the House concurred, and ordered it to be returned.

Mr. HENRY submitted the following Resolution, which was considered immediately and agreed to :

Resolved, That the Committee on Vacant Offices be instructed to inquire and report as soon as practicable, whether the office of State Reporter i vacant or not.

The following Message was received from His Excellency, the Governor, and read by Beaufort T. Watts, Esq., his private Secrerary :

EXECUTIVE DEPARTMENT,
Columbia, Nov. 24, 1846.

Gentlemen of the Senate,
and of the House of Representatives.

The assembling of the Legislature, to discharge the high duties devolved on it by the Constitution, is always an event of great interest, and at this time is rendered even more so, by the important circumstances which have taken place since its last Session. Your predecessors, having fulfilled

their term of duties, have returned to the bosom of their constituents—the people—who have, once again, without turbulence, or disorder, exercised their sovereign power in your selection as Representatives, adding another peaceful trophy to the many illustriouus triumphs of our Republican institutions. To your hands, is committed a high and important trust, and fresh as you are from the midst of those whom you are commissioned to represent having an intimate acquaintance with their wants and condition, and identified with them in every particular, the State may well look with confidence to the faithful and able discharge of the important obligations under which you rest.

The great failure in the provision crop of the last season, which inflicted severe suffering on many of our people, has been followed, this year, by a most abundant and plenteous yield of every grain and grass, that serves as food for man and the animals committed to his care. The crop of one of our great staples, cotton, though moderate, is in, at least, a fair proportion, when compared with that of our sister States, engaged in similar cultivation. The health of our people has been good, and they have been studiously observant of the laws, and every obligation of good citizenship, while, to crown all, a sense of returning justice has marked the measures of the Federal Government. The faithful fulfilment of its promises, in destroying the protective system,—their wise adherence to sound constitutional principles, in administering power,—the happy adjustment of our disputes with England, on terms so honorable and advantageous to each, laying broader and firmer the foundations of the peace and prosperity of both nations,—claim at our hands the warmest expressions of admiration. In the recent example and concurrent action of England and the United States, a progress has been given to the principles of Free Trade, among the nations of the earth, which, while it adds another grant, to the great charter of human liberty,—the right to enjoy the full and unrestricted reward of its own labour,—promises the early fulfilment of that higher civilization and improvement, which imparts to our race the greatest usefulness, and confers the highest enjoyment, thus banishing the strifes and animosities of war, and harmonizing nations in the bonds of peace.

It is deeply to be deplored, that at the very moment, when we are thus earnestly cultivating and strengthening the principles of peace with all other nations, we are unhappily involved in a war with our nearest neighbor, the sister Republic of Mexico,—a war, forced upon us by her utter disregard of national obligations, commenced by herself, most unnecessarily, and which has, thus far, been attended with humiliating reverses to her arms, accompanied with the loss of extensive States and Provinces, while it has been most signally successful and glorious on our part. Nevertheless, we cannot but lament the continuance of a contest, which, of necessity, compels us to inflict

the scourge of invasion on our enemy, the calamities of which, however mildly conducted, must always be distressing, and the very successes of which will infuse new and dangerous tendencies, into our people, and, perhaps, new and dangerous elements into the administration of our government,—leading us into wars and conquests, away from that peaceful policy by which our constitution is to be preserved, and the permanent prosperity and greatness of our country most effectually secured. The efforts made by our government to procure peace, by tendering the olive branch to Mexico, at the very moment when our armies, flushed with victory and elated with the most glorious triumphs, were ready to be precipitated upon her territories, were wise, well timed, and, in all respects, such as became a powerful and magnanimous nation. The honor of our country demands, since Mexico has refused to negotiate, that she shall be made to feel the full force of our power, and that the war shall be prosecuted with the utmost vigor. Yet, I cannot but indulge the hope, that she may be awakened to an early and just sense of her true condition, and that this unhappy contest, between neighboring republics, be brought to a speedy and honorable termination.

It is with pleasure and satisfaction that I turn from the contemplation of so painful a subject, and proceed to the discharge of the duties incumbent upon me, of making such suggestions as I may deem important to the interests of our beloved State, and laying before you such information, in relation to her internal affairs,—her moral and physical condition,—concerning which it becomes you, as the Representatives of the people, strictly to enquire.

As a matter of the highest consequence, permit me here to call your attention to the all important subject of Education.——The very imperfect, and, I might almost add, useless system, under which our Free Schools are at present conducted, calls loudly for legislative interference, and I beg leave to refer your honorable body to my annual communication of the last Session, in relation to this subject, and, as closely connected with it, to urge the appointment of an officer, whose duty it shall be to exercise a direct and vigilant superintendency over this department.

Subsequent observation has tended to strengthen and confirm the former favorable impressions which I expressed in regard to the Military Academies, both in Charleston and Columbia, and I earnestly invoke for them your care and protection, as nurseries, in which not only the habits and duties of the soldier are acquired, but the substantial advantages of a solid and useful education. Too much praise cannot be accorded to the Superintendent and Professors, for the manner in which their duties have been performed, and the perfect order and decorum which have been maintained in these institutions during the past year.

I am rejoiced to have it in my power to state, that one of the favorite and cherished objects of the Legislature,—the South Carolina College, which has sent forth, into every portion of the State, so many well instructed citizens to add to her renown, and sustain her high reputation,—is in as flourishing a condition as its warmest friends could desire. The administration of its accomplished President, aided and sustained by the combined efforts of the very learned Faculty with which he is associated, has been distinguished by the most gratifying results, and we may well entertain the hope, that a few years only will be necessary, with a wise and judicious expenditure on your part, to place it among the first class, in the rank of those literary institutions which enrich and adorn our country. The munificent liberality of a distinguished citizen of our State, has recently done much for this Institution, by the establishment of a scholarship for the benefit of a class of young men, who might otherwise never be able to obtain the advantages of a collegiate education; and were any thing, but the consciousness of a noble act, necessary, his reward will be found in the gratitude of those to be benefitted by his generosity, and the thanks of the whole State. While upon the subject of the College, I would respectfully suggest that a new Professorship—of Geology and Agriculture—be created, as a most desirable and important addition to those already established, thereby affording information on subjects closely connected with the industry and pursuits of a large portion of our people.

I would turn your attention likewise to the gratifying fact, that the spirit of the age in which we live, has called into existence, within the borders of our own State, other institutions, which may justly claim a share of patronage and encouragement, commensurate with the magnitude of their objects. The College in Charleston and the Medical College, in the same metropolis, are, both of them, institutions that have contributed largely to the genera stock of useful information, and which, with a little aid, from an enlightened and liberal legislation, promise fair to exalt the standard of education in South Carolina, to that point of excellence, so desirable in the onward and advancing progress of literature and science. And here, I take peculiar pleasure in referring to the fact, that one of the learned and distinguished Professors of the latter institution, has, with great pains, and no little personal sacrifice, prepared a highly useful and valuable work on Ichthyology, well calculated to raise the character of our State, and reflecting much credit on the ability and research of its gifted and indefatigable author. I am sure it will not be considered unreasonable to suggest that a small appropriation of Five Hundred Dollars—in the shape of a subscription—be made, to assist Professor HOLBROOK in putting his work to press, and laying it before the public. Such a book deserves te be placed in the library of the State, as a testimonial of the talent and energy of one of its most scientific citizens.

A reference to the Reports of the Comptroller General and of the Treasurers of the two Divisions, will place you in full possession of all information in regard to the state and condition of our financial affairs.

The several State Departments have been managed with all the ability for which the officers in charge of them are so justly distinguished, and the improvements recently made, in and about the capitol, contribute very greatly to the despatch of business and the safety and preservation of the public records.

During the past year the indebtedness of the State has been materially reduced. The Bank of the State has paid off the balance of the sum of $300,000, issued under the act of 1825, and which fell due on the 1st of January last. The promptness with which the several issues of State Stock have been redeemed, as they became payable, cannot fail to reflect most favorably on the credit of the State. The Bank has transferred to the Sinking Fund, from the profits of the fiscal year, ending 1st of October, the sum of $95,000, and has set apart a further amount, which it has been considered prudent to reserve, to cover losses. This is an evidence that the institution is in successful operation. That the Bank has sustained losses during the year, is to be apprehended, but this is incident to every such institution. No exercise of caution can prevent losses from sometimes occurring; and more especially is it difficult to avoid them, when they arise out of circumstances which violate the most sacred obligations due to society. Isolated instances of this nature cannot and ought not to weaken our confidence in the well established character of our public agents; nor is there any thing in the amount of such losses, to awaken anxiety as to the safety of the institution.

The rate of Interest, as at present established in this State, it appears to me might, with advantage, be reduced to a lower standard. Our Banks, all loan money at six per centum, and the interest on all bonds and judgments, n favor of the United States, is computed at the same rate. Without going elaborately into the subject, I would suggest the propriety of a lower rate, and that it be fixed hereafter at six instead of seven per centum, as at present.

By a resolution of the Legislature, at its last Session, I was instructed to have a building erected, on the State House Square, as a receptacle and deposite for the balances, weights and measures received from the General Government. On inquiry and investigation, I find, that such a building would necessarily involve a considerable outlay of money, and as other improvements and additions are in contemplation, and, with a view to a proper economy, I would propose that an appropriation be made for the purpose, and that the whole should be included in one contract.

I would especially recommend to your attention, the enlargement and improvement of the internal communications of the State, by means of Rail Roads. There is no object, on which your fostering care can be bestowed,

that will more amply reward your efforts, or the results of which will be more generally distributed throughout the State. Our rivers—important as they are, as channels of communication,—do not afford the facilities necessary to unfold the mineral and agricultural resources of the interior Districts of our own, or of the adjoining States. To unlock these resources,—to awaken the energy and enterprise of our citizens, and to secure to them the opportunity of competing with other portions of our own country, and with foreign nations, it is necessary that new facilities should be obtained. But Rail Roads are not only important, as means for conveying the productions of the State to market, they are, to us, essential, as the basis of a foreign trade. It is in vain that we have access to the ocean,—that we have safe and convenient harbors, and valuable productions for exportations,—our Southern Cities will never enjoy the full benefit of these advantages, until we improve, increase and extend the means of communication with the interior. The State has heretofore exhibited a wise policy in investing the greater part of the surplus revenue in the South Carolina Rail Road. So far as the encouragement of a valuable enterprise was in view, the object has been accomplished. The company is now in active and successful operation, and the Road promises to become a source of wealth,—not only to the Stockholders, but to the commercial and agricultural interests of the State. Your patronage is no longer essential or necessary to its success, and the period has arrived, when the State may safely separate itself from the company, by transferring the funds, invested in it, to the encouragement of new enterprises of a similar character. A road, from Columbia or Aiken, to Greenville, and another, to pass from the South Carolina Rail Road, through several of the Districts east of the Wateree river, to some part of the North Carolina line, have been suggested, and their great importance strongly commend them to your consideration.

Among the n y subjects of importance, claiming the attention of the Legislature, there is none of greater interest, or of higher magnitude, than the Geological and Agricultural Survey of the State. So much has been said and written on this subject,—and the matter has been so frequently and ably discussed, not only in the General Assembly of the State, but in the public journals of the country, that it would seem an act of supererogation on my part to add any thing in support of it. Yet, I conceive it my duty, to urge upon you, the continuation of this most valuable undertaking, not merely as the only means of perfecting, what has been already so wisely commenced, but as tending to develope and bring to profitable availability, the hidden treasures and resources which lie embowelled in our native soil, and giving a practical utility to that which, when analyzed and investigated, by the hand of science, must freely contribute to the wealth and prosperity of our people. To such a work,—promising such results,—the Legislature cannot be

indifferent, and I would invite your special attention to the report of Mr. TOUMEY, as affording information in regard to the details connected with it. The labors of this gentleman have already been fruitful in advantages, but they are as nothing, compared with the greater benefits, which may reasonably be anticipated, from an extension and prolongation of his efforts. South Carolina should not be tardy in emulating her sister States, in affording assistance, whenever it is needed, for the prosecution of scientific enterprises, the more especially when they bid fair to exercise such an influence on her future destinies, and I trust that no false notions of economy will interfere to prevent her from prosecuting, with vigor, that which is now making such favorable progress.

Nothing is now needed, to complete our system of Criminal Jurisprudence, but that we should enter the list of those who have shaken off the trammels of a bye-gone age,—when the demands of justice imperiously required the institution of heavy penalties and punishments, for which a substitute may now easily be found, and by which the laws of the State, for the prevention of crime, may be more surely and certainly vindicated. The establishment of a Penitentiary in South Carolina, would, I am confident, contribute greatly to such a result, and relieve a co-ordinate branch of the State government, from applications without number, in behalf of those unfortunate persons, whose cases, decided by a strict adherence to the technical requirements of the law, are, nevertheless, considered by the Courts, in which they are adjudicated, as fit and proper subjects for the interposition of Executive clemency. It is a trite remark, but not the less true on that account, or worthy to be continually kept in mind, that the prevention of offences, is one of the first considerations of the law, and that it is the *certainty*, and not the *severity*, of punishment that deters men from its infraction or violation. Such an establishment, I would most earnestly recommend, and trust that you will bring to the consideration of the subject all that calm and deliberate reflection, which its importance eminently justifies.

The condition of the Militia,—that strong arm, both of State and National defence,—justly inspires us with the highest confidence in its practical organization, and its thorough and reliable efficiency. I refer you to the Report of that able and energetic officer,—the Adjutant and Inspector General,—for full information on this subject, and invite for it your deep and earnest consideration. As connected with this service, I would respectfully recommend that the annual appropriation, for arsenal purposes, should be restored to Two Thousand, instead of One Thousand Dollars,—as the latter amount is found, upon trial, to be utterly inadequate to the objects contemplated, and involves the necessity of frequent drafts upon a fund designed for other

purposes, in order that the arms of the State may be properly preserved and protected from the ravages of time and decay.

The requisition made upon the Executive of this State, for a Regiment of infantry, to aid in the prosecution of the war with Mexico, was met with a promptitude on the part of our citizens, which entitles them to the thanks and approbation of the whole country. Hundreds of volunteers proffered their services in the cause, and the only difficulty that presented itself, was in making a selection, from the number of ardent and gallant patriots, from every quarter of the State, who were ready to enrol themselves under the national banner, in defence of our rights, our interests and our honor. When the fire of freedom burns so brightly,—pervading the very atmosphere which we breathe,—diffusing, far and wide, its genial influences, and filling every bosom with a deep and concentrated patriotism, we may surely predict, without claiming to be endued with the spirit of prophecy, that such a people can never be unmindful of their rights, and that the proud heritage, derived from an illustrious ancestry, will never suffer contamination in their hands.

It becomes my duty to transmit to you the Letter of the Hon. GEORGE McDUFFIE, resigning his seat in the Senate of the United States.

The retirement of this distinguished Statesman, from a post in which he has not only served the State which he represented, but mankind in general, is not less to be deplored, for reasons of public consideration, than for the causes which personally influence his determination. The illness which renders this step unavoidable, withdraws from the counsels of the country a patriot, whose abilities have been surpassed by nothing but his fidelity and freedom from all impure and selfish motives. He will carry with him the undivided confidence and gratitude of the people of this State, to whose service he has devoted so large a portion of his life, with their warmest wishes that he may find in the repose of retirement, the health and happiness he so eminently deserves.

I transmit various documents from our sister States, for all which I invite your consideration.

In conclusion, permit me, Gentlemen, to express a hope, that your deliberations may conduce to the advancement and prosperity of that State, which we are all so much bound to love and honor,—and that guided by that Supreme Intelligence, which governs and controls the universe, all your acts may be such, as not only to secure to you the approbation of your own consciences, but may bring down upon your heads the gratitude of the present and future generations, and the smiles of an approving heaven.

WILLIAM AIKEN.

On motion of Mr. MEMMINGER, it was ordered, that the Message be printed, and be made the Special Order of the day for to-morrow, at 1 o'clock, P. M.

On motion of Mr. TRADEWELL, it was further ordered, that the letter Of Mr. McDuffie, tendering his resignation as a Senator in the Congress of the United States, and which accompanied the Message of His Excellency, the Governor, be also printed.

A communication was received from Professor Ellett, inviting the Members of the House of Representatives to witness an exhibition of the properties of "explosive cotton;" which, on motion of Mr. MIDDLETON, was ordered to *lie on the Table.*

Mr. POYAS presented the return of the Commissioners of Free Schools for St. Thomas and St. Dennis, for the year 1846: which was referred to the Committee on Education.

Mr. MIDDLETON presented the Petition of the Baptist Church of Christ, of Georgetown, praying to be rechartered, which was referred to the Committee on Incorporations.

Mr. De SAUSSURE presented a report from James S. Guignard, Commissioner of Columbia, made in obedience to a Resolution of the last session of the General Assembly, respecting the Public Lots in the town of Columbia, accompanied with a plat of said lots; which was referred to the Committee of Ways and Means.

Mr. TRADEWELL presented the Petition of the Phœnix Axe Hook and Ladder Company, of Columbia, praying exemption from military duty; which was referred to the Committee on the Military.

Mr. TRADEWELL submitted the Presentment of the Grand Jury of Richland, for Spring Term, 1846, presenting the practice of wearing concealed deadly weapons; which was referred to the Committee on the Judiciary.

Mr. HOLLAND presented the Petition of sundry citizens of Edgefield praying an act to authorize the formation of a Light Infantry Company; which was referred to the Committee on the Military.

Mr. FOSTER presented the Return of the Commissioners of Free Schools, for Spartanburg, for 1846, and

Mr. CARN presented the Return of the Commissioners of Free Schools for St. Bartholomew, for 1846; which were referred to the Committee on Education.

Mr. CARN presented the Petition of sundry citizens of St. Bartholomew's Parish, praying that Jurors may be required to give information against violations of the license laws, also, that an act may be passed, to equalize the price of licences: which was referred to the Committee on the Judiciary.

Also, the Petition of sundry citizens of St. Bartholomew's Parish, praying

for the charter of the Edisto and Ashley Canal Company; which was referred to the Committe on Internal Improvements.

Mr. BLAKENEY presented the return of the Commissioners of Free Schools for Chesterfield District for the year 1845; which was referred to the Committee on Education.

Mr. P. E. DUNCAN presented the Petition of the Managers of Elections for Greenville District, praying that the Election may be held at all the out-boxes on Tuesday instead of Monday; which was referred to the Committee fon Privileges and Elections.

Mr. COOPER, from the Committee appointed to count the votes given for Messenger on the third ballot, reported, that no candidate had redeived a majority, and that consequently there is no election.

The House then proceeded to a fourth ballot for Messenger.

Mr. HALL gave notice that he will ask leave to-morrow, to introduce a Bill to increase the jurisdiction of the Courts of Ordinary as to the appointment of Guardians of Personal Estate.

Mr. CARN gave notice that he will ask leave to-morrow, to introduce a Bill to increase the Free School Fund.

Mr. PHILLIPS presented the Petition of John J. Jessen, praying that the right of the State, to an escheat in the real estate of John Rehpenn deceased, be relinquished; which was referred to the Committee on the Judiciary.

Mr. WALLACE presented the memorial of the Agricultural Society of Union District, praying that the navigation of Broad River and its tributaries, Tyger and Pacolet Rivers, may be improved; which was referred to the Committee on Internal Improvements;

Also, the Petition of Martha Howard and Sarah Howard, praying that an arrear of Pension due their deceased father, James Howard, may be paid over to them; which was referred to the Committee on Pensions.

Mr. WRIGHT presented the return of the Commissioners of Free Schools for Lancaster District, for the year 1846; which was referred to the Committee on Education.

Mr. HARLEY presented the Petition of sundry citizens of Barnwell District, praying for a charter of the Edisto and Ashley Canal Company; which was referred to the Committee on Internal Improvements.

Mr. SHINGLER presented the Petition of many citizens of St. James Goose Creek, praying for a reduction of the tolls on carts travelling on the State Road; which was referred to the Committee on Internal Improvements.

Also, the Petition of John H. Isaacs and other heirs of Z. W. Lynes, deceased, praying a re-charter of the Cypress Causeway; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BEDON presented the Petition of E. Brownlee, praying a re-charter of the Cypress Causeway; which was referred to the Committee on Roads, Bridges and Ferries.

Mr HOLLAND presented the Account of Dr. William M. Burt for medical attendance on a prisoner in Jail;

Also, the Petition of Dr. John G. Williams, praying compensation for a *post mortem* examination; which were referred to the Medical Committee.

Mr. J. J. WILSON presented the Petition of Harmony Lodge, No. 17, of Barnwell District, praying compensation for the use of their building as a Court House;

Also, the Petition of John H. Lafitte, praying compensation for services rendered as a Common Plea Juror; which were referred to the Committee on Claims.

Also, the Petition of James C. Brown, praying to be refunded taxes twice paid; which was referred to the Committee of Ways and Means.

Mr. GRIFFIN presented the Petition of sundry citizens of Pickens District, praying the incorporation of Twelve Mile Church and Camp Ground; which was referred to the Committee on Incorporations.

Mr. HARLESTON presented the return of the Commissioners of Free Schools for St. John's Berkley, for the year 1846; which was referred to the Committee on Education.

Mr. TORRE presented the Petition of Dr. Waring, praying for the further security of the Guard House Arsenal in the City of Charleston; which was referred to the Committee on Public Buildings.

Mr. DU PRE presented the memorial of James Gregory, praying the charter of a ferry at Haulover point;

Also, the memorial of Charles Jugnot, praying for a charter of Mount Pleasant Ferry; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. ORR presented the Petition of sundry citizens of Pickens District, praying an amendment of the law in reference to small trespasses on personal property; which was referred to the Committee on the Judiciary.

Mr. ALLEN presented the return of the Commissioners of Free Schools for Barnwell District, for the year 1846, and

Mr. McCULLY presented the return of the Commissioners of Free Schools for Chester, for the year 1846; which were referred to the Committee on Education.

Mr. WALKER presented the memorial of Ann Robson, John Shewell and E. W. Shewell, praying for a new certificate of 3 per cent. State Stock; which was referred to the Committee of Ways and Means.

Also, the memorial of sundry citizens of St. Philip's and St. Michael's

praying an amendment of the law in relation to the election of Tax Collectors; which was referred to the Committee on District Offices and Officers.

Mr. SLOAN presented the Petition of the Hopewell Congregation, Pendleton Village, praying a renewal of the act of incorporation;

Also, a Petition of the Intendant and Wardens of the Village of Pendleton, praying an amendment of the charter of said Village; which were referred to the Committee on Incorporations.

Also, the Petition of sundry citizens of Pickens District, praying the restoration of the Sutler's law; which was referred to the Committee on the Military.

Also, the Petition of Dr. Joseph Taylor, praying compensation for a post mortem examination; which was referred to the Medical Committee.

Mr. CAREW presented the account of the Steam Saw Mill of Charleston, for materials furnished the Citadel and Magazine Guard; which was referred to the Committee on Claims.

Mr. CANTEY presented the Petition of the Presbyterian Church of Bethesda, praying for re-incorporation; which was referred to the Committee on corporations.

Also, the return of the Commissioners of Free Schools for Kershaw, for the year 1846; which was referred to the Committee on Education.

Mr. CANTEY submitted the Presentment of the Grand Juries of Kershaw District, for Spring and Fall Terms, 1846;

So much as presents the practice of burning the woods and of carrying concealed deadly weapons, was referred to the Committee on Grievances.

So much as refers to conducting the Elections of the State, by confining them to one day at each Poll, and requiring each voter to vote in his own beat, was referred to the Committee on Privileges and Elections.

So much as recommends an enquiry into the expediency of reducing the salaries of Officers, was referred to the Committee of Ways and Means, and

So much as recommends an exemption of persons over sixty-five years of e, from serving as Jurors, was referred to the Committee on the Judiciary,

Mr. L. D. WILSON presented the Return of the Commissioners of Free Schools for Darlington District.

Mr. PORTER presented the Return of the Commissioners of Free Schools for the Parishes of St. Philip and St. Michael; which were referred to the Committee on Education.

Mr. PORTER presented the abstract of expenditures for the City and Transient Poor of Charleston, for the year 1846; which was referred to the Committee of Ways and Means.

Mr. PORTER submitted the Presentment of the Grand Jury of Charleston, May and October Terms, 1846.

So much as relates to the suppression of the traffic with slaves in intoxicating liquors, was referred to the Committee on Colored Population.

So much as relates to the infliction of Corporal punishment on white persons, was referred to the Committee on the Judiciary.

So much as relates to Brigade Encampments, was referred to the Committee on the Military.

So much as relates to the Charleston New Bridge Ferry, was referred to the Committee on Roads, Bridges and Ferries ; and

So much as relates to the fees allowed by law to Constables, was referred to the Committee on District Offices and Officers.

Mr. DAVIE, from the Committee appointed to count the votes given for Messenger on the fourth ballot, reported that E. S. J. Hays had received a majority of the ballots cast: whereupon the Speaker announced that he was duly elected Messenger of the House of Representatives, and administered to him the constitutional oath of Office.

Mr. TOWNES presented the account of O. H. Wells for public Printing; which was referred to the Committee on Claims.

Mr. SULLIVAN presented the Petition of James Gambrell and Enoch B. Gambrell, for a re-charter of their Bridge over Saluda River;

He also submitted the Presentment of the Grand Jury of Laurens District, for Fall Term, 1846, in relation to the Bridge within the corporate limits of Laurensville; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. TILLINGHAST presented the Petition of Dr. P. A. Screven for a *post mortem* examination; which was referred to the Medical Committee.

Also, the Petition of the Pastor and Deacons of the May River Baptist Church, in St. Luke's Parish, praying a renewal of Charter; which was referred to the Committee on Incorporations, and

Also, the Return of the Commissioners of Free Schools for St. Luke's Parish for the year 1846; which was referred to the Committee on Education.

Mr. DAVIE presented the Petition of Elizabeth Montgomery, in relation to an escheated estate;

Also, the Petition of Davis Gore, attorney of George Brown, in relation to an escheated estate; which were referred to the Committee on the Judiciary, and

Also the Petition of the Chesterville Academy Society, praying a renewal of their Charter; which was referred to the Committee on Incorporations.

Mr. B. Y. MARTIN presented the Petition of Dr. J. J. Wardlaw, praying payment for a post mortem examination ;

Also, the Petition of Dr. T. B. Dendy, with a similar prayer; which was referred to the Medical Committee.

Mr. ZIMMERMAN presented the Petition of the administration of the

estate of William Wingate, praying payment of an account; which was referred to the Committee on Claims, and,

Also, the account of Dr. Thomas J. Flinn, for medical services; which was referred to the Medical Committee.

Mr. J. J. WILSON obtained leave to withdraw the Petition of John Eubanks and wife;

Also the Petition of sundry citizens of Barnwell District, praying an appropriation for the improvement of the Saltketcher;

Also, the Petition of Drs. Duncan and Tarrant.

Mr. JAMISON, presented the Petition of the Commissioners of Free Schools for Orange Parish for the year 1846;

Also, the Return of the Commissioners of Free Schools for St. Mathew's Parish, for the year 1846; which were referred to the Committee on Education;

Also, the Petition of Nash Roach, praying to be refunded an over tax; which was referred to the Committee of Ways and Means;

Also, the Petition of Joel B. Jefcoat, praying that the Spring Branch Church, be incorporated; which was referred to the Committee on Incorporations.

On Motion of Mr. PALMER, the use of the Hall was granted to the State Agricultural Society, on Tuesday and Thursday nights of this week.

Mr. BARNES submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be referred to the Committee on Internal Improvements, to enquire into the expediency of abolishing the office of Superintendent of Public Works, and if not expedient, to enquire into the expediency of reducing the salary one half.

Mr. WALLACE submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That His Excellency, the Governor, be authorized and requested to employ some fit and competent person to compile under his direction, all the Laws now of force in the State, in regard to the powers and duties of Magistrate and Constable, with a digest of the decisions of the Court of Appeals in relation thereto;

That he be requested to communicate at the next Session of the Legislature, the progress of this work, and the compensation he may deem just and equitable, should be paid to the person thus employed, and that the Governor be further authorized to pay, from time to time, such sum or sums as upon inspection of the work, he may deem equivalent to the labor actually bestowed upon the same by the person thus employed.

Mr. MEMMINGER submitted the following Resolution, which was considered immediately, and agreed to:

Resolved, That the Rules of the House be forthwith printed for the use of the Members; and that the Clerk of the House be authorized to cause a new edition to be printed of the Rules and standing orders of the House, and of the Acts, Resolutions and Constitution of South Carolina, and of the Constitution of the United States, as printed by order of the House of Representatives, made in December, 1838.

On motion of J. J. WILSON, leave of absence was granted to Mr. RICE during this week, on account of the indisposition of his family.

On motion of Mr. MIDDLETON,

Ordered that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow, and, on his motion, the House adjourned, at 13 minutes past 2 o'clock, P. M.

WEDNESDAY, NOVEMBER 25, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Members attended, were sworn, and took their seats;

From St. James, Santee—Mr. J. HUME LUCAS.

From St. Philip's and St. Michael's—Messrs. D. E. HUGER, Jr., and G. C. GEDDES.

The SPEAKER announced that Mr. HUGER is added to the Committee on Education, Mr. GEDDES to the Committee on the Military, and Mr. LUCAS to the Committee on Internal Improvements.

The Senate sent to this House a Resolution appointing Managers of Elections for St. Peter's Parish; which was concurred in and ordered to be returned.

Mr. WITHERSPOON presented a communication from Mr. Richardson, the State Reporter, tendering the resignation of his office, and transmitting a volume of Law Reports; which, with the communication, was referred to the Committee on the Judiciary.

Mr. McCAW presented the Return of the Commissioners of Free Schools for York District, for 1846; which was referred to the Committee on Education;

Also, the Petition of Mary Burns, praying for a pension; which was referred to the Committee on Pensions.

Mr. HARRINGTON presented the Return of the Commissioners of Free Schools for Marlboro' District, for 1846; which was referred to the Committee on Education;

Also, the Petition of Sundry Citizens of Marlboro' District, praying an appropriation for the removal of obstructions to the navigation of Little Pee Dee; which was referred to the Committee on Internal Improvements; and,

Also, he submitted the Presentments of the Grand Jury of Marlboro' District, Fall Term, 1846.

So much as presents the practice of wearing concealed deadly weapons, was referred to the Committee on Grievances;

So much as presents the unsafe and dangerous condition of the Court House, was referred to the Committee on Public Buildings; and

So much as recommends a reduction of the number of Magistrates, was referred to the Committee on District Offices and Officers.

Mr. CHANDLER submitted the Presentments of the Grand Juries of Sumter District, Spring and Fall Terms, 1846.

So much as relates to the retailing of spirituous liquors, was referred to the Committee on Grievances;

So much as relates to the jurisdiction and number of Magistrates, and the jurisdiction of the Ordinary; and,

So much as relates to the disbursement of the poor Fund, was referred to the Committee on District Offices and Officers;

So much as relates to the Free School System, was referred to the Committee on Education, and,

So much as refers to the Sheriff of Sumter District, was ordered to *lie on the Table.*

Mr. A. M. MARTIN presented the Return of the Commissioners of Free Schools for St. Peter's Parish, for the year 1846; which was referred to the Committee on Education.

On Motion of Mr. TORRE,

Resolved, That the privileges of the floor of the House be extended to R. Packenham, Esq., during hisstay in Columbia.

Mr. WALLACE presented the Petition of sundry citizens of Union District, praying that the place of election at Savage's be discontinued, and that hereafter the election be held at the house of Joseph Hughes; which was referred to the Committee on Privileges and Elections;

Also, the Petition of sundry citizens of Union District, praying that leave

may be granted to open a new road, from Crawford's to Wood's ferry; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. DU PRE presented the Memorial of the Town Council of Mount Pleasant, praying an amendment of Charter; which was referred to the Committee on Incorporations.

Mr. SPRINGS presented the Petition of sundry citizens of York District, praying that the election of Electors of President and Vice President, be given to the people; which was referred to the Committee on Privileges and Elections;

Also, the Petition of sundry citizens of York District, praying that the jurisdiction of Magistrates may be increased; which was referred to the Committee on District Offices and Officers.

Mr. TOWNES presented the Petition of James Odam, administrator of Reynolds Dill, praying for arrears of Pension; which was referred to the Committee on Pensions;

Also, the Petition of the Town Council of Greenville, for renewal of act Incorporation; which was referred to the Committee on Incorporations;

Also, the Petition of Milly Ward, praying for arrears of Pension; which was referred to the Committee on Pensions.

Mr. SUMMER presented the Petition of sundry citizens of Newberry praying that the children of free persons of color may be bound out by the Commissioners of the Poor; which was referred to the Committee on Colored Population.

Mr. JOEL SMITH presented the Petition of J. W. H. Johnson, and T. R. Puckett, praying a re-charter of their ferry, across Saluda River;

Also, the Petition of sundry citizens of Abbeville, praying the opening a new road; which were referred to the Committee on Roads, Bridges and Ferries;

Also, the Petition of William E. Haskell, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. YANCEY presented the Petition of William Curry, praying compensation for summoning a jury of inquest;

Also, the Petition of W. M. Bobo, praying payment of an account for public printing; which were referred to the Committee on Claims;

Also, the memorial of Henry Shultz, praying the extension and amendment of the Charter of theGerman and American Trading and Insurance Company; whichwas referred to the Committee on Incorporations.

Mr. ZIMMERMAN presented the Petition of James Green, and others, praying incorporation of the Darlington Hussars; which was referred to the Committee on Incorporations.

Mr. ZIMMERMAN obtained leave to withdraw the Petition of sundry citizens of Darlington, praying the appropriation for Pee DeeRiver.

Mr. PALMER presented the Petition of sundry citizens of Fairfield, praying an appropriation to improve the navigation of Wateree River;

Also, the Petition of James Barklay, praying for the use of the Water ee Canal, for a water privilege; which were referred to the Committee on Internal Improvements.

Mr. OTTERSON presented the Petition of Dr. J. G. Gafney, praying payment for services rendered in a *post mortem* examination; which was referred to the Medical Committee.

Mr. TILLINGHAST presented the Return of the Commissioners of Free Schools for Prince William's, for the year 1846; which was referred to the Committee on Education.

Mr. ORR presented the Petition of the Members of the Rocky River Christian Church, praying an act of incorporation;

Also, the Petition of the Town Council of Anderson, praying a renewal of the act of incorporation;

Also, the Petition of the Officers of the Anderson District Farmer's Society, praying incorporation; which were severally referred to the Committee on Incorporations;

Also, the Accounts of Symmes & Bridwell, for public printing; and

Also, the Account of Todd & Wyatt, for public printing; which were referred to the Committee on Claims.

Mr. BENBOW presented the return of the Commissioners of Free Schools for Clarendon, for 1846; which was referred to the Committe on Education.

Also, the Petition of Nancy Chapman, praying for a Pension; which was referred to the Committee on Pensions.

Mr. HARLLEE presented the Petition of sundry citizens of Darlington, Marion and Williamsburg, praying the charter of a company, to build a Rail Road from Wilmington, N. C., to a point near Manchester, in Sumter District; which was referred to the Committee on Internal Improvements.

Mr. ALEXANDER presented the Petition of sundry citizens of Pickens District, praying the change of a place of election from McElroy's to West Union;

Also, the Petition of sundry citizens, praying the change of a place of election from Hurricane to the Beat Company Muster Ground; which were referred to the Committee on Privileges and Elections.

Mr. SHINGLER presented the return of the Commissioners of Free Schools, for St. Jame's Goose Creek, for the year 1846; which was referred to the Committee on Education.

Mr. WRIGHT presented the Petition of Henry Hancock, praying payment of an Account ;

Also, the Account of Dr. R. E. Wylie, for Medical services ; which were referred to the Committee on Claims.

Mr. B. Y. MARTIN presented the annual Report of the Trustees of the estate of Dr. John DeLa Howe, for 1846 ;

Also, an Account of receipts and expenditures, of the estate of Dr. John DeLa Howe, for 1846 ; which were referred to the Abbeville Delegation.

Mr. McCULLY presented the memorial of Louisa Waters, praying that the title of the State, in a certain house and lot, be vested in her ; which was referred to the Committee on the Judiciary.

Mr. THOMPSON presented the Petition of Margaret Dawkins, praying for a Pension ; which was referred to the Committee on Pensions.

Mr. WALLACE gave notice that he will ask leave to morrow, to introduce a Bill to prevent the marital rights of the husband, from attaching to the estates of married women.

Mr. SIMONS presented the Account of John C. Hoff, for Stationary furnished the Citadel and Magazine Guard, of Charleston, in 1843 ;

Also, the Account of Thomas Gates, for beef, furnished the Citadel and Magazine Guard, in Charleston, in 1843 ; which were referred to the Committee on Claims.

Mr. BEDON presented the Petition of sundry citizens, of St. James, Goose Creek, praying an act of incorporation for the Edisto and Ashley Canal Company ; which was referred to the Committee on Internal Improvements.

Mr. CALHOUN presented the Petition of Samuel Vance, administrator of N. C. Vance, praying compensation for a negro executed ; which was referred to the Committee on Claims.

Mr. JONES presented the Petition of John Hodges, praying to be allowed to open a road heretofore constructed by him ; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. GEIGER presented the return of the Commissioners of Free Schools for Lexington District, for 1846 ; which was referred to the Committee on Education.

Mr. WHALEY presented the Petition of the Commissioners of New Town cut, praying an application of certain funds ;

Also, the Petition of the Commissioners of Roads for St. John's Colleton, praying that the road leading to Edingsville, be made a public road ; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. HOLLAND gave notice that he will ask leave to-morrow, to introduce a Bill to alter and amend the law, in relation to granting licences to retail spirituous liquors, or to keep tavern.

Mr. CHANDLER presented the Petition of sundry citizens of Sumter District, praying an act of incorporation for the Manchester and Wilmington Rail Road; which was referred to the Committee on Internal Improvements.

Mr. BLAKENEY presented the Petition of sundry citizens of Chesterfield and Marlboro', praying for a charter for the construction of a Rail Road, from Camden, through or near Cheraw, to the North Carolina line; which was referred to the Committee on Internal Improvements.

Mr. BLAKENEY gave notice that he will ask leave to-morrow, to introduce a Bill to incorporate a Rail Road Company, to be styled the Metropolitan Rail Road Company.

Mr. FOSTER presented the Petition of William H. Wilbanks, praying compensation for services rendered as Constable; which was referred to the Committee on Claims.

Mr. BOYKIN presented the Petition of James Tiller, praying the re-charter of a bridge over Big Lynche's Creek; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. PORTER presented the Petition of the members of the Independent Order of Rechabites, praying aa act of incorporation; which was referred to the Committee on Incorporations.

Also, the Petition of the Medical Society, of South Carolina, praying that certain real estate held by them in trust for charitable uses, be exempt from taxation; which was referred to the Committee of Ways and Means.

Mr. SLOAN presented the return of the Commissioners of Free Schools for Pickens District, for the year 1846; which was referred to the Committee on Education.

Mr. MEMMINGER presented the memorial of sundry Factors and Merchants, in Charleston, praying for a removal of sundry charges on cotton in bales; which was referred to the Committee on Agriculture.

Also, the Petition of the Sisters of Charity, asking for a re-charter and a change of name; which was referred to the Committee on Incorporations.

Also, the Petition of the Hibernian Society, praying to be exempted from taxation; which was referred to the Committee of Ways and Means.

Mr. SULLIVAN presented the return of the Commissioners of Free Schools for Laurens District, for 1846; which was referred to the Committee on Education.

Mr. SULLIVAN gave notice that he will ask leave on Friday next, to introduce a Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a Law Judge or Chancellor.

On motion of Mr. MEMMINGER, the House then proceeded to the consideration of Message No. 1, of His Excellency, the Governor, which had been made the special order of the day, for this day at 1 o'clock, P. M.

On motion of Mr. CAREW,

So much as relates to the subject of Education, together with that portion referring te the Colleges in Columbia and Charleston, and the work of Dr. HOLBROOK, was referred to the Committee on Education.

So much as relates to the reduction of the rate of interest in this State was referred to tne Committee on the Judiciary.

So much as relates to the fiscal concerns of the State, and the Bank of the State, was referred to the Committee of Ways and Means.

So much as relates to Rail Roads, was referred to the Committee on Internal Improvements.

So much as relates to the Geological and Agricultural Survey of the State, was referred to the Committee on Agriculture.

So much as relates to the Militia, and Arsenal was referred to the Committee on the Military.

So much as relates to the Penitentiary, was referred to the Committee on the Judiciary; and

So much as relates to the building in the State House Square, for the accommodation of the balances and measures received from the General Government, was referred to the Committee on Public Buildings.

On motion of Mr. TRADEWELL, so much of the Message as relates to the resignation of Mr. McDuffie, was referred to a Special Committee, of which the SPEAKER appointed the following gentlemen: Messrs. TRADEWELL, PRINGLE, OTTERSON, J. D. WILSON and SIMKINS.

On motion of Mr. JOEL SMITH,

Resolved, That the use of the Hall be granted to the State Temperance Convention on Friday evening next.

Pursuant to notice, and by leave of the House, Mr. CARN introduced A Bill to increase the Free School Fund; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. MIDDLETON,

Resolved, That the Keeper of the State House be required to remove the two tables adjoining the door, to the north-eastern and north-western corners of the Hall.

Mr. CHANDLER gave notice that he will ask leave to-morrow to introduce a Bill to increase the jurisdiction of the Ordinaries of the State, in relation to the partition of real estates, and the appointment of guardians in certain cases, and for other purposes.

On motion of Mr. TORRE,

Resolved, That it be referred to the Committee on Education, to enquire

and report upon the expediency of establishing a central Board of Education, and of electing a salaried officer as a superintendent of the Free Schools of this State, and that the Committee have leave to report by Bill, or otherwise

Resolved, That it be further referred to the same Committee, to enquire and report upon the expediency of so levying the taxes as that the amount to be appropriated for the use of the Free School, shall appear as a separate item in the annual tax act.

Resolved, That it it be further referred to the same Committee. to enquire and report upon the expediency of changing the ratio of distribution of the Free School Fund.

Mr. MEMMINGER gave notice that he will ask leave to-morrow, to introduce a Bill to amend the practice in the Court of Chancery;

Also a Bill to amend the practice in cases of Appeal.

Mr. HUNT gave notice that he will ask leave to-morrow, to introduce A Bill to establish a separate Court of Appeals in all cases, at Law and in Equity, and to re-organize the Judiciary System of this State, in conformity thereto.

Mr. HUNT presented the memorial of William Matthews, for a charter of Milton Ferry; which was referred to the Committee on Roads, Bridges and Ferries.

On motion of Mr. CAREW,

Resolved, That a Committee be raised to whom shall be committed such matters as relate to the State House and its grounds, and with authority to enquire into the necessity of erecting a fire proof building for the preservation of the Public Records of the Upper Division, and such other matters as may relate thereto, and that a message be sent to the Senate, requesting that body to appoint a similar Committee to act with the Committee of this House. The SPEAKER appointed the following gentlemen of the Committee: Messrs. CAREW, BOYKIN, HUNT, DAVIE and CALHOUN.

Mr. HUNT presented the Surveyor General's Report on the condition of his office; which was referred to the foregoing Special Committee.

The SPEAKER laid before the House, the Report of the Comptroller General, with the accompanying Documents; which was referred to the Committee of Ways and Means, and,

On motion of Mr. MEMMINGER, The Report with such documents as the Committee of Ways and Means shall direct, was ordered to be printed.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Resolution submitted by Mr. BARNES, was called for consideration;

Resolved, That it be referred to the Committee on Internal Improvements,

to enquire into the expediency of abolishing the office of Superintendent of Public Works; and if not expedient, to enquire into the expediency of reducing the salary one half.

The Resolution was amended by adding thereto, the words, "And also into the expediency of electing that officer for two years, instead of one;" and thus amended, the Resolution was agreed to.

A Resolution submitted yesterday, by Mr. WALLACE, authorizing the compilation of the Laws now of force, in regard to the powers and duties of Magistrates and Constables, with a digest of the decisions of the Court of Appeals in relation thereto, was called for consideration, and referred to the Committee on the Judiciary.

On motion of Mr. JOEL SMITH, ordered,

That when this Hous adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow, and on his motion, the House adjourned at 26 minutes past 1 o'clock, P. M.

THURSDAY, NOVEMBER 26, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Member attended, was sworn, and took his seat:

From St. Helena—Mr. B. J. JOHNSON.

The Senate sent to this House for concurrence, a resolution, in reference to the letter of resignation of Hon. GEORGE McDUFFIE; which was referred to the special Committee charged with that subject in this House.

Mr. VINSON presented the return of the Commissioners of Free Schools for Richland District, for 1846; which was referred to the Committee on Education.

Mr. HENRY presented the Petition of sundry citizens of Spartanburg District, praying that a certain road therein mentioned, may not be opened; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HENRY submitted the Presentments of the Grand Jury of Spartanburg District, Fall Term, 1846;

So much as relates to the Jurisdiction of Magistrates, was referred to the Committee on District Offices and Officers;

So much as relates to the election of Electors of President and Vice President of the United States by the people, was referred to the Committee on Privileges and Elections, and,

So much as relates to the owners of Slaves giving permits, was referred to the Committee on Colored Population.

Mr. WITHERSPOON presented the return of the Commissioners of Free Schools for Claremont, for the year 1846, and,

Mr. McCUTCHEN presented the return of the Commissioners of Free Schools for Williamsburg, for the year 1846; which were referred to the Committee on Education.

Mr. BLAKENEY presented the account of Alfred M. Lowry, Sheriff of Chesterfield District, for articles furnished the Jail; which was referred to the Committee on Claims.

Mr. WITHERSPOON presented the Petition of sundry citizens of Sumter District, praying that the Managers of Elections, shall open polls, and ascertain the opinions of the people in reference to the retailing of spirituous liquors; which was referred to the Committee on Grievances.

Mr. CAREW presented the memorial of the South Carolina Rail Road Company, praying an extension of time on the State Loan, for one hundred thousand dollars; which was referred to the Committee of Ways and Means.

Mr. PHILLIPS presentedthe accounts of J. M. Venning against the State;

Also, the account of John B. Irving, Sheriff of Charleston District, against the State; which were referred to the Committee on Claims.

Mr. SUMMER presented the memorial of Mrs. A. B. Wadlington, praying that the road leading from Maybin's Bridge to M. Suber's, may not be closed;

Also, the memorialof Benjamin Maybin and Jessee Maybin, and others praying the re-charter of Maybin's Bridge, over Enoree River, and,

Also, the memorial of Reuben Gilliam, praying that the road from Maybin's Bridge to M. Subers's, may not be closed, and,

Mr. WALLACE presented the Petition of sundry citizens of Union and Spartanburg Districts; praying the re-charter of Maybin's Bridge, over Enoree River; which were severally referred to the Committee on Roads Bridges and Ferries.

Mr. WALDO presented the Petition of the Vestry and Wardens of St. Luke's Church, Newberry District, praying for an act of Incorporation; which was referred to the Committee on Incorporations;

Also, the return of the Commissioners of Free Schools for Newberry District, for the year 1846; which was referred to the Committee on Education.

Mr. HARRINGTON presented the Petition of sundry citizens of Marlboro District, praying a charter to construct a Rail Road from Camden to connect at the South Carolina line, with a road to be built by the State of North Carolina, from Raleigh *via* Fayetteville, to the South Carolina line; which was referred to the Committee on Internal Improvements.

Mr. PRESSLY presented the Petition of sundry citizens of Abbeville

District, praying the change of the place of elections from McGaw's to Bradley's; which was referred to the Committee on Privileges and Elections.

Mr. COOPER presented the Petition of sundry citizens of Clarendon, praying for a public road through the Santee Swamp; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. A. M. MARTIN presented the Petition of sundry ladies of St. Peter's Parish, praying for a charter of incorporation; which was referred to the Committee on Incorporations.

Mr. MIDDLETON presented the Petition of D. L. McKay, praying for a charter for a ferry across Black River, in Georgetown District; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WALKER presented the Memorial of the Faculty of the Medical College of South Carolina; which was referred to the Committee of Ways and Means.

Mr. PORTER presented the Petition of J. E. Walker, praying payment of a balance due him for work done on the State House;

Also, the Accounts of the Charleston Courier for public printing;

Also, the Accounts of the Charleston Mercury for public printing; which were severally referred to the Committee on Claims.

Mr. MURRELL submitted the Presentment of the Grand Jury of Horry District, Fall Term, 1846;

So much as relates to the practice of carrying concealed deadly weapons, and the practice of drinking spirits at the place where sold, was referred to the Committee on Grievances:

So much as relates to the number of Magistrates, was referred to the Committee on District Offices and Officers:

So much as relates to the Road Law, was referred to the Committee on Roads, Bridges and Ferries; and

So much as relates to the deficiency of the Free School fund, was referred to the Committee on Education.

Mr. THOMPSON presented the Petition of sundry citizens of Abbeville District, praying the adoption of measures tending more effectually to suppress duelling; which was referred to the Committee on the Judiciary.

Mr. TOWNES presented the Memorial of sundry citizens of Greenvillle, on the Greenville and Columbia Rail Road.

Mr. TORRE presented the Petition of John R. Mathewes, on the behalf of himself and others, on Edisto River and in Charleston, against the proposed Canal between the Edisto and Ashley Rivers;

Also, the Memorial of sundry Rice planters, on the Edisto and Dawho Rivers, against the proposed Canal between the Edisto and Ashley Rivers; which were severally referred to the Committee on Internal Improvements.

Mr. JOEL SMITH presented the Petition of the members of the Baptist Church of Bethabara, praying an act of incorporation; which was referred to the Committee on Incorporations.

Mr. ORR presented the Petition of Catharine Vandever, praying to be placed on the Pension roll;

Also, the Petition of Jane Gillison, and others, praying for a pension; which were referred to the Committee on Pensions;

Also, the Petition of sundry citizens of Anderson District, praying the opening of a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. AIKEN presented the Petition of Dr. Ira Scott, praying compensation for a *post mortem* examination; and

Mr. GIBBS presented the Petition of Dr. Jesse Lamb, praying compensation for medical services rendered a State prisoner; which were referred to the Medical Committee.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report on the petition of the Commissioners of New Town Cut, praying a certain application of their funds; which was ordered for consideration to-morrow.

Mr. COOPER, from the Committee on Vacant Offices, reported that the following offices were vacant: Secretary of State, Surveyor General, State Reporter, Register of Mesne Conveyance for Charleston District, Assessor of St. Philip's and St. Michael's, Commissioners in Equity for the Districts of Abbeville, Lexington, Chester, Georgetown, Williamsburg and Richland; which Report was ordered to *lie on the Table.*

The SPEAKER laid before the House a communication from W. B. Seabrook, President of the Agricultural Society, inviting the House to attend a meeting of the Agricultural Society, this evening; which was ordered to *lie on the Table.*

On motion of Mr. PHILLIPS, a Message was ordered to be sent to the Senate, proposing to go into an election for Assessor for the Parishes of St. Philip and St. Michael, this day, at 1 o'clock, P. M.

Mr. CARN gave notice that he will ask leave to-morrow, to introduce a Bill to exempt certain articles from levy and sale.

Mr. BEDON gave notice that he will ask leave to-morrow, to introduce a Bill for the charter of the Edisto and Ashley Canal.

Mr. HUNT presented the petition of John M. Phillips, praying that a road in Christ Church Parish be not granted; which was referred to the Committee on Roads, Bridges and Ferries.

Pursuant to notice, and by leave of the House, Mr. HALL introduced a

Bill to increase the jurisdiction of the Court of Ordinary, as to the appointment of guardians of personal estate; which was read the first time, and ordered to be read a second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. WALLACE introduced a Bill to prevent the marital rights of the husband from attaching to the estates of married women; which was read the first time, and ordered to be read the second time to-morrow.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 26, 1846.

Mr. Speaker, and Gentlemen of the House of Repres atives,

Senate propose to your House to go into an ele n for Register of Mesne Conveyance for Charleston District, this day, ' alf past 1 o'clock, and immediately thereafter for Assessor of the Par es of St. Philip and St. Michael. By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned accordingly.

Mr. CALHOUN presented the counter petition of sundry citizens o Laurens District, against the incorporation of Bethabara Church; which was referred to the Committe on Incorporations.

Pursuant to notice, and by leave of the House, Mr. CHANDLER introduced a Bill to increase the jurisdiction of the Ordinary in the partition and division of real and personal estate, and in the appointment of guardians; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. HOLLAND introduced a Bill to alter and amend the law in relation to granting licenses to retail spirituous liquors, or to keep tavern; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. JOEL SMITH, a message was ordered to be sent to the Senate, proposing to proceed to an election for Commissioners in Equity for the Districts of Abbeville, Lexington, Chester, Georgetown, Williamsburg and Richland, to-morrow, at 1 o'clock, P. M.

Mr. HUNT gave notice, that to-morrow, he will ask leave to introduce a Resolution so to amend the Rules of this House, published in 1839, as to adopt such subsequent Rules as were in force at the last Session of the Legislature.

Mr. JOHNSON presented the Petition of the officers and members of Port Republic Lodge, No. 10, of the Independent Order of Odd Fellows, praying

an act of incorporation; which was referred to the Committee on Incorporations;

Also, the Return of the Commissioners of Free Schools for St. Helena Parish, for the year 1846;

Also, the Memorial of the Trustees of the College of Beaufort;

Also, the Memorial of sundry citizens of St. Helena Parish, respecting the College of Beaufort, and,

Also, the Petition of sundry citizens of St. Helena Parish, respecting the College; which were severally referred to the Committee on Education.

Pursuant to notice, and by leave of the House, Mr. BLAKENEY introduced a Bill to incorporate the Metropolitan Railroad Company; which was read the first time and ordered to be read the second time to-morrow.

Mr. PORTER presented the Memorial of the Trustees of the College of Charleston, praying Legislative aid; which was referred to the Committee on Education.

Mr. PRESSLY gave notice that he will ask leave on Saturday next, to introduce A Bill to provide for the election of Masters, Registers and Commissioners in Equity by the people.

Mr. MEMMINGER, from the Committee of Ways and Means, made reports.

On the Presentment of the Grand Jury of Kershaw, in relation to the reduction of offices and salaries;

On the petition of Ann Robson and others, praying a new certificate of three per cent. stock; and

On the expenditure of the Transient Poor Fund by the City Council of Charleston; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER presented the petition of the Charleston Protestant Episcopal Domestic Female Missionary Society, for re-charter; which was referred to the Committee on Incorporations.

Message No. 2, was received from His Excellency, the Governor, and read by his private Secretary, Beaufort T. Watts, Esq.:

So much as relates to the accounts of the Commissioners of the Deaf and Dumb and Blind, was referred to the Committee on Education;

So much as relates to the Executive Contingent Accounts, was referred to a special Committee, of which the SPEAKER appointed the following gentlemen: Messrs. Orr, Jones, and A. M. Martin; and

A Message was ordered to be sent to the Senate asking the appointment of a Committee on the part of that body, to join the Committee of this House on that subject.

Mr. NORTHROP presented the account of William Matthiesson, for

goods furnished to the Citadel of Charleston, by order of the Commandant; which was referred to the Committee on Claims.

Mr. TORRE gave notice that he will ask leave to-morrow to introduce a Bill to amend an Act, entitled "An Act to make further provision for the security of public monies under the control of the different Boards of Commissioners in the State," passed in the year 1844.

The Senate then attended and joined the House in a ballot for Register of Mesne Conveyance for Charleston District, and immediately thereafter in a ballot for Assessor for the Parishes of St. Philip and St. Michael.

Mr. TRADEWELL, from the Special Committee to whom was referred so much of the Governor's Message No. 1, as relates to the resignation of Hon. GEORGE McDUFFIE, made a report, which was ordered to be considered immediately, and was agreed to, and was ordered to be sent to the Senate for concurrence.

A Resolution from the Senate, in reference to the letter of resignation of Hon. GEORGE McDUFFIE, was ordered to *lie on the Table.*

The following Message, was then received from the Senate.

IN THE SENATE, NOVEMBER 26, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the Message of your House, requesting Senate to appoint a Committee to act with a special Committee of your House, to which has been referred, such matters as relates to the State House and its grounds, with authority to enquire into the necessity of erecting a fire proof building, for the preservation of the Public Records of the Upper Division, and such other matters as may relate thereto; and has appointed Messrs. BLACK, ASHE and CANNON, a special Committee to meet the Committee of your House.

By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. A. H. DUNKIN, from the Committee, appointed to count the ballots cast for Register of Mesne Conveyance for Charleston District, reported, That MATTHEW I. KEITH, had received a majority: Whereupon, the SPEAKER announced, that MATTHEW J. KEITH is elected Register of Mesne Conveyance for Charleston District.

Mr. HARLLEE gave notice, that he will, on Monday next, ask leave to introduce A Bill to amend the law, in relation to contested elections of Major Generals, and Brigadier Generals of the Militia of this State.

Mr. ORR gave notice, that he will ask leave to-morrow, to introduce A Bill to give jurisdiction to Magistrates in the trial of trespasses on personal property, where the damages do not exceed twenty dollars.

Mr. MEMMINGER presented the Memorial of sundry citizens of Charleston, praying that a vote of the citizens may be taken to ascertain whether licenses to sell intoxicating liquors shall be granted, within the district of Charleston, which was referred to the Committee on the Judiciary.

Mr. B. Y. MARTIN presented the Protest of William Barmore, against the opening of a new road from his store-house which was referred to the Committee on Roads, Bridges and Ferries.

Mr. FERNANDES, from the Committee appointed to count the ballots cast for Assessor of the Parishes of St. Philip, and St. Michael, reported, That O. L. DOBSON had received a majority: Whereupon, the SPEAKER announced that O. L. DOBSON was duly elected Assessor of St. Philip's and St. Michael's.

On motion of Mr. YANCEY, ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow, and, on his motion, the House adjourned, at 36 minutes past 2 o'clock, P. M.

FRIDAY, NOVEMBER 27, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The SPEAKER laid before the House a communication from Professor Ellet, proposing to disclose a cheaper process for the manufacture of explosive cotton, than heretofore announced; which was referred to the Committee on the Military.

Mr. VINSON presented the Petition of Isaac H. Coleman, praying to be refunded a tax twice paid; which was referred to the Committee of Ways and Means.

Mr. BENBOW presented the Petition of Edward Broughton, praying that a certain road, prayed for by sundry citizens of Clarendon, be not granted; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. THOMPSON presented the Return of the Commissioners of Free Schools, for Abbeville District, for 1846; which was referred to the Committee on Education.

Mr. SPRINGS presented the Petition of Dr. Wm. Moore, praying the re-charter of his Ferry, on the Catawba River, near the old Nation Ford; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. WALLACE presented the Petition of sundry citizens of Union and Spartanburg Districts, praying that an appropriation may be made to open the navigation of Pacolet River, from the mouth to Easterwood's Shoals, or if no appropriation can be made for that purpose, then, that the navigation of said River may be closed; and,

Mr. CRAWFORD presented the Petition of the Commissioners of Little Pee Dee River, praying for an additional number of hands to work on the Pee Dee and Lumber Rivers; which were severally referred to the Committee on Internal Improvements.

Mr. CRAWFORD submitted the Presentments of the Grand Jury of Marion, Fall Term, 1846;

So much as relates to the number of Magistrates and Constables, and recommends but one Magistrate and one Constable, to each Beat Company, was referred to the Committee on District Offices and Officers;

So much as relates to the retailing of ardent spirits, and the wearing of concealed deadly weapons, was referred to the Committee on Grievances:

So much as relates to the Free School System, and the expenditure of the Free School Fund, was referred to the Committee on Education; and

So much as relates to the Road Laws, was referred to the Committee on Roads, Bridges and Ferries.

Mr. CRAWFORD also presented the Petition of citizens of Marion District, praying for a new road; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. I. D. WILSON presented the Petition of sundry citizens of Darlington, praying an appropriation to improve the navigation of the Great Pee Dee River; which was referred to the Committee on Internal Improvements.

Mr. TRADEWELL presented the Petition of Abner Landrum, praying Legislative aid in the establishment of a Porcelain manufactory, near Columbia; which was referred to the Committee of Ways and Means.

Mr. HOLLAND presented the Account of W. F. Durisoe, for public printing; which was referred to the Committee on Claims.

Mr. J. J. WILSON presented the Petitions of Dr. L. C. Duncan, Dr. J. E. Bignon and Dr. J. W. Tarrant, for *post mortem* examinations; which were referred to the Medical Committee;

Also, the Petition of sundry citizens of Barnwell and Beaufort Districts, praying an appropriation for clearing out Saltketcher River; which was referred to the Committee on Internal Improvements.

Mr. J. J. WILSON obtained leave to withdraw the Petitions of Drs. Bignon and Hagood, praying compensation for medical services.

Mr. SUMMER presented the Petition of Thomas H. Henderson, praying

that Maybin's Bridge be not re-chartered, and that the road from said Bridge to M. Suber's be closed;

Also, the counter Petition of sundry citizens of Union, against the re-charter of Maybin's Bridge over Enoree River; and

Also, the Petition of sundry citizens of Newberry District, praying that the road from Maybin's Bridge to M. Suber's be closed; and,

Mr. McCULLY presented the Petition of sundry citizens of Chester District, praying for the opening of a new road; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. A. R. TAYLOR presented the Account of A. G. Summer, and the Account of the South Carolinian, for advertising; which were referred to the Committee on Claims.

Mr. WALKER presented the Petition of sundry citizens of Barnwell and Charleston, praying that the Edisto and Ashley Canal may be chartered; which was referred to the Committee on Internal Improvements.

Mr. SULLIVAN presented the Petition of John Hudgins, Sheriff, praying compensation for carrying prisoners from Spartanburg to Laurens, and from Laurens to Union; and also, for blankets furnished to prisoners in jail; which was referred to the Committee on Claims.

Mr. ORR presented the Return of the Commissioners of Free Schools for Anderson District, for 1846; which was referred to the Committee on Education.

Mr. G. W. WILLIAMS presented the Petition of John D. White, praying payment of an account against the State;

Also, the Petition of Nathaniel Harris, praying payment of an account against the State; and

Also, the Petition of A. C. Sutton, praying payment of an account against the State; which were severally referred to the Committee on Claims;

Also, the Petitions of sundry citizens of Chester District, praying that the old Charleston road, from Dr. Stringfellow's to the Saluda road, as far as the intersection with the old Rocky Mount road, may not be opened; which were referred to the Committee on Roads, Bridges and Ferries.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Presentment of the Grand Jury of Horry District;

On the Petition of D. L. McKay, praying for the charter of a Ferry across Pee Dee River, in Georgetown District; and

On the Petition of John Hodges, praying to be allowed to open a road, heretofore constructed by him, which were severally ordered for consideration tomorrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of O. H. Wells, for public printing;

On the Petition of John H. Lafitte, praying compensation for services as a Juror; and,

On the Petition of Harmony Lodge, No. 17, of Barnwell District: which were severally ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made a report,

On the Petition of James Odom, administrator of Reynolds Dill, praying for arrears of pension; which was ordered for consideration to-morrow.

Mr. SHINGLER, from the Committee on Grievances, made reports,

On so much of the Presentment of the Grand Jury of Kershaw, as relates to the firing the woods, and carrying concealed deadly weapons; and

On so much of the Presentment of the Grand Jury of Marlboro' as relates to the carrying of concealed deadly weapons; which were ordered for consideration to-morrow.

Mr. ORR submitted the following Preamble and Resolution, which were ordered to be considered immediately, and were agreed to:

A requisition having been made on the Executive of this State, by the President, for the South Carolina Regiment to rendezvous and repair immediately to the seat of war,

Resolved, That it be referred to the Committee on the Military, to enquire and report if any and what action should be taken by the Legislature in equipping and fitting out her sons for the arduous labours awaiting them.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 27, 1846.

Mr. Speaker and Gentlemen:

Senate has appointed Messrs. BLACK, ALLSTON, and FICKLING a special Committee to confer with Dr. Ellet of the South Carolina College, upon the subject of the cheap process of manufacturing the "Explosive Cotton" discovered by him, and to report such information as they may acquire, and respectfully ask your House to appoint a similar committee to act with the Committee of the Senate.

By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer, informing the Senate that the communication of Dr. Ellet had been referred to the Committee on the Military of this House, consisting of Messrs. JAMISON, WALLACE, SIMONS, WARE, WHALEY, EVANS, READ, OWENS, WILSON and GEDDES, who

were instructed to join and act with the Committee of the Senate on that subject.

Pursuant to notice, and by leave of the House, Mr. BEDON introduced a Bill to incorporate the Edisto and Ashley Canal Company; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. CARN introduced A Bill to exempt certain articles from levy and sale; which was read the first time, and ordered to be read the second time to-morrow

The following Messa [illegible] te enate

IN THE SENATE, NOVEMBER 27, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House to go into an election for the following officers this day, at 1 o'clock, viz: Commissioners in Equity for the Districts of Abbeville, Lexington, Chester, Georgetown, Williamsburg and Richland. By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. PORTER gave notice that he will ask leave to-morrow, to introduce a Bill to amend the charter of the Belvidere Manufacturing Company in the State of South Carolina.

Pursuant to notice, and by leave of the House, Mr. SULLIVAN introduced a Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a law Judge or Chancellor; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MIDDLETON gave notice, that he will ask leave to-morrow, to introduce a Bill, to amend the sixth section of An Act, entitled, "An Act for the better regulation and government of free negroes and persons of color, and for other purposes," ratified on the 23d December, 1822.

Mr. ZIMMERMAN gave notice that he will ask leave on Monday next, to introduce a Bill, to alter the law in relation to the election of Tax Collectors by the people.

The Senate then attended and joined the House in a ballot for Commissioners in Equity, for the Districts of Abbeville, Lexington, Chester, Richland, Williamsburg and Georgetown.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 27, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the Message of your House, requesting Senate to appoint a Committee to meet a special Committee appointed by your House, to examine the Governor's accounts, and has appointed Messrs. WITHERSPOON,

MANNING, and WILLIAMS a special Committee to join the Committee of your House

By order of the Senate,

ANGUS PATTERSON, *President.*

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their Titles, and referred:

A Bill to increase the jurisdiction of the Courts of Ordinary as to the appointment of guardians of personal estate;

A Bill to prevent the marital rights of the husband from attaching to the estates of married women; and

A Bill to increase the jurisdiction of the Ordinary, in the partition and division of real and personal estate, and in the appointment of guardians; were referred to the Committee on the Judiciary.

A Bill to alter and amend the law in relation to granting licences to retail spirituous liquors, or to keep tavern, was referred to the Committee on Roads, Bridges and Ferries;

A Bill to increase the Free School Fund, was referred to the Committee on Education; and,

A Bill to incorporate the Metropolitan Railroad Company, was referred the Committee on Internal Improvements.

The following favorable reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee of Ways and Means,

On the petition of Ann Robson and others, praying a new certificate of three per cent. stock; and,

On the expenditures of the Transient Poor Fund, by the City Council of Charleston.

The House considered and agreed to the following unfavorable Reports;

Report of the Committee of Ways and Means,

On the Presentment of the Grand Jury of Kershaw, in relation to a reduction of offices and salaries; and,

The Report of the Commitee on Roads, Bridges and Ferries,

On the petition of the Commissioners of New Town Cut, praying a certain application of their funds.

Mr. MEMMINGER presented the petition of sundry citizens of Charleston, praying a charter of Insurance for a Company, to be called the South

Carolina Insurance Company; which was referred to the Committee on Incorporations.

Mr. BOYCE, from the Committee on Public Printing, made a report; which was ordered for consideration to-morrow.

Mr. MIDDLETON presented the Report of the Superintendent of Public Works, for the year 1846; which was referred to the Committee on Internal Improvements, and ordered to be printed.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced a Bill to amend the practice in the Court of Chancery; which was read the first time, and ordered to be read the second time to morrow.

On motion of Mr. CARN,

Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow.

On motion of Mr. MIDDLETON, the House adjourned, at 38 minutes past 1 o'clock, P. M.

SATURDAY, NOVEMBER 28, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following Message was received from the Senate

IN THE SENATE, NOVEMBER 27, 1846.

Mr. Speaker, and Gentlemen:

Senate has appointed Messrs. MANNING, B. F. PERRY, HUEY, HENEGAN, and EVANS, a Special Committee, on the subject of the late requisition upon the State of South Carolina for a Volunteer Regiment of Infantry for the Mexican War, and the prompt response of her citizens thereto; with the view of expressing the undiminished confidence of the Legislature in their bravery and spirit, and to offer to them some more substantial evidence of its appreciation of their merit; and respectfully asks your House to appoint a similar Committee to meet the Special Committee of the Senate, to carry these objects into effect.

By order of the Senate:

ANGUS PATTERSON, *President*

In which the House concurred, and returned an answer, informing the Senate that Messrs. JAMISON, WALLACE, SIMONS, WARE, WHALEY, EVANS, READ, OWENS, WILSON, and GEDDES, the Committee on the Military, of this

House, were appointed a Committee to act jointly with the Committee of the Senate on that subject.

On motion of Mr. PHILLIPS, a message was ordered to be sent to the Senate, proposing to go into an election for State Reporter, this day, at 1 o'clock, and immediately thereafter for Secretary of State.

On motion of Mr. TORRE,

Resolved, That the Reading Clerk of this House be instructed to prepare and have printed, a list of the Members of the House, with their respective post offices attached.

The SPEAKER announced that Mr. JOHNSON is added to the Committee on the Military.

Mr. DESAUSSURE presented the Account of Robert E. Russell, for work on State House premises, and for a balance heretofore reported in his favor; which was referred to the Committee on Claims.

Mr. POPE presented the Petition of sundry citizens of Edgefield District, in reference to the license law; which was referred to the Committee on Grievances.

Mr. READ presented the Petition of H. J. and J. Morris, praying the re-charter of Ferries over Black River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. BLAKENEY presented the Account of T. E. Goodwin, for public printing; which was referred to the Committee on Claims.

Mr. HARRINGTON presented the Petition of Dr. A. McLeod, praying compensation for a *post mortem* examination; which was referred to the Medical Committee.

Also, the Petition of J. B. Cosnaham, praying to be refunded a tax twice paid; which was referred to the Committee of Ways and Means.

Mr. TRADEWELL presented the Accounts of John G. Bowman, and I. C. Morgan, for public printing;

Also, the Account of A. S. Johnston, for books furnished for the use of the State; which were referred to the Committee on Claims.

Mr. TRADEWELL also presented the Petition of James Boatwright, Benjamin Hart, John Bryce, Andrew Wallace, Thomas Heath, and other citizens of Richland District, praying that the question of granting licenses to retail spirits, to be drank at the place of retailing, be submitted to the popular vote of the respective Districts and Parishes throughout the State; which was referred to the Committee on the Judiciary.

Mr. ZIMMERMAN presented the Petition of sundry citizens of Darlington District, praying for an appropriation for improving the navigation of the Pee Dee River; and

Mr. McCUTCHEN presented the Memorial of sundry citizens of Williamsburg District, for the charter of a rail road; which were referred to the Committee on Internal Improvements.

Mr. RICE presented the Petition of John N. Walker, praying to be refunded a double tax; which was referred to the Committee of Ways and Means.

Mr. ORR presented the Petition of sundry citizens of Anderson District, praying the change of a place of election, from Saxon Anderson's, to Orrville; which was referred to the Committee on Privileges and Elections.

Mr. FERNANDES presented the Petition of sundry citizens of Union and Spartanburg Districts, praying that the navigation of Pacolet River, from Grindal's Shoals to its mouth, may be left unobstructed; which was referred to the Committee on Internal Improvements.

Mr. GARY presented the Petition of sundry citizens of Abbeville District, praying to have William W. Anderson appointed a Magistrate; which was referred to the Committee on Vacant Offices.

Mr. HARRISON presented the Petition of the Trustees of Midway Church, in Anderson District, praying to be incorporated;

Also, the Petition of the Trustees of Broadway Church, in Anderson District, praying an act of incorporation; which were severally referred to the Committee on Incorporations.

Mr. WALKER presented the Petition of Edward Chandler, agent of sundry Insurance Companies, praying to be refunded a tax, illegally exacted; which was referred to the Committee of Ways and Means.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a report on the Petition of James Barkley, praying to be permitted to use the water power of Rocky Mount Canal; which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was referred the Petition of citizens of St. James, Goose Creek, praying for a reduction of tolls on the State Road, reported a Bill to authorize the reduction of the toll on single horse carts, on the State Road; which was read the first time, and ordered to be read the second time on Monday next.

Mr. CARN, from the Committee on Roads, Bridges, and Ferries, made a report on the Presentment of the Grand Jury of Charleston District, relative to the New Bridge Company Ferry; which was ordered for consideration on Monday next.

Mr. BULL, from the Committee on Agriculture, to whom was referred the Memorial of sundry factors and merchants in Charleston, praying for a

removal of sundry charges on cotton in bales, reported a Bill to abolish the allowance of tare on bales of cotton; which was read the first time, and ordered to be read the second time, on Monday next.

Mr. SHINGLER, from the Committee on Grievances, made reports,

On so much of the Presentment of the Grand Jury of Horry District, as relates to the carrying of concealed deadly weapons, and drinking spirits at the place where sold; and

On so much of the Presentment of the Grand Jury of Sumter District, as relates to the retailing of spirituous liquors; which were ordered for consideration on Monday next.

Mr. GIBBS, from the Committee appointed to count the ballots cast for Commissioners in Equity, reported, that H. A. JONES, is elected Commissioner in Equity for Abbeville; JAMES HEMPHILL, for Chester; JOHN W. COACHMAN, for Georgetown; H. A. MEETZE, for Lexington; E. J. ARTHUR, for Richland, and ILEY COLEMAN, for Williamsburg; whereupon, the SPEAKER announced that the above named gentlemen were duly elected Commissioners in Equity.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made reports,

On the Petition of Margaret Dawkins;

On the Petition of Jane Gillison, and others;

On the Petition of Milly Ward; and,

On the Petition of Catharine Vandiver; which were severally ordered for consideration on Monday next.

On motion of Mr. WRIGHT, the Committee on Public Buildings was discharged from the further consideration of so much of the Governor's Message No. 1, as relates to certain Weights and Measures, received from the General Government; and the same was referred to the Special Joint Committee to whom had been committeed such matters as relate to the State House and its grounds.

Mr. BLAKENEY, from the Committee on Claims, made a report on the Petition of Samuel Vance, administration of H. C. Vance; which was ordered for consideration on Monday next.

On motion of Mr. BLAKENEY, the Committee on Claims was discharged from the consideration of the Petition of William Curry, praying compensation for summoning a jury of inquest, and the same was referred to the Committee on Accounts.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 28, 1846.

Mr. Speaker and Gentlemen :

Senate concurs in so much of your message of this date, as proposes to go into a ballot for State Reporter at 1 o'clock.

By order of the Senate :

ANGUS PATTERSON, *President.*

Mr. COOPER, from the Committee on Vacant Offices, made the following Report, which was ordered to *lie on the Table ;*

The Committee on Vacant Offices beg leave to Report,

That the office of United States Senator, for the unexpired term of the Hon. GEORGE McDUFFIE resigned, is now vacant :,

Also, That the office of United States Senator for six years, will be vacant on the fourth day of March next.

Mr. TRADEWELL presented the account of Dr. John H. Boatwright, praying compensation for attendance on pauper prisoners in the jail of Richland District ; which was referred to the Medical Committee.

Mr. TOWNES gave notice, that on Tuesday next, he will ask leave to introduce A Bill to regulate the costs of witnesses in certain cases.

Pursuant to notice, and by leave of the House, Mr. MIDDLETON introduced A Bill, to amend the sixth section of An Act, entitled " An Act for the better regulation and government of free negroes and persons of color, and for other purposes," ratified on the 23rd of December, 1822 ; which was read the first time, and ordered to be read the second time on Monday next.

Mr. HENRY gave notice, that on Monday next, he will ask leave to introduce A Bill to change the practice in Equity as regards defendants and witnesses..

Mr. BOYCE gave notice, that he will, on Monday next, ask leave to introduce A Bill to provide for the election of Electors of President and Vice President of the United States by the Legislature.

Mr. YANCEY gave notice, that he will, on Monday next, ask leave to introduce A Bill to alter the law in relation to endorsements to promissory notes in certain cases.

Mr. HARLLEE submitted the following resolutions, which were ordered for consideration on Monday next :

Resolved, That the Commissioners of Free Schools, in the several Districts and Parishes in this State, be and are hereby required to report to the Legislature at its next session, the number of children in their respective Districts and Parishes, who are dependent upon the appropriation of public monies for the means of education.

Resolved, That it be referred to the Committee on Education to enquire

and report upon the expediency of increasing the Free School fund, and of so altering the mode of the appropriation thereof, as to appropriate the same in proportion to the number dependant thereon, instead of the present mode.

Mr. BARNES gave notice, that he will, on Monday next, ask leave to introduce A Bill to cancel the bonds of individuals given for public lands sold under the acts of 1842 and 1843, by the Superintendent of Public Works, and for other purposes.

Pursuant to notice, and by leave of the House, Mr. PRESSLY introduced A Bill to provide for the election of Masters, Registers and Commissioners in Equity by the People; which was read the first time, and ordered to be read the second time on Monday next.

Pursuant to notice, and by leave of the House, Mr. HUNT introduced A Bill to establish a separate Court of Appeals in all cases, at Law and in Equity, and to re-organize the Judiciary system of this State in conformity thereto; which was read the first time, and ordered to be read the second time on Monday next, and,

On motion of Mr. HUNT, The Bill with the accompanying schedule, was ordered to be printed.

The Senate then attended and joined the House in a ballot for State Reporter.

On motion of Mr. OSWALD,

Resolved, That it be referred to the Committee of Ways and Means, to enquire into the expediency of abolishing the Lottery license.

Mr. SUMMER gave notice, that he will ask leave on Monday next, to introduce A Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law.

Pursuant to notice, and by leave of the House, Mr. ORR introduced A Bill to give jurisdiction to Magistrates, for the trial of trespasses on personal property, where the damages do not exceed twenty dollars; which was read the first time, and ordered to be read the second time on Monday next.

Mr. TORRE gave notice, that he will ask leave on Monday next, to introduce A Bill to define the terms upon which Rail Road companies shall be incorporated.

Mr. AIKEN presented the Petition of Jeremiah Cockrell, praying payment of an account against the State; which was referred to the Committee on Claims.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Roads, Bridges and Ferries,

On the Presentments of the Grand Jury of Horry, in relation to an amendment of the Road Laws;

On the Petition of D. L. McKay, and,

On the Petition of John Hodges.

Report of the Committee on Claims,

On the Petition of John Lafitte; and,

Reports of the Committee on Grievances,

On so much of the Presentment of the Grand Jury of Kershaw, as relates to the firing of the woods, and the carrying of concealed weapons; and

On so much of the Presentment of the Grand Jury of Marlboro', as relates to the carrying of concealed deadly weapons.

The House considered and agreed to the following favorable Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the account of O. H. Wells, for Public Printing, and,

On the Petition of Harmony Lodge, No. 17, of Barnwell District, praying compensation for the use of their building as a Court House; and,

The Report of the Committee on Pensions,

On the Petition of James Odom, administrator of Reynolds Dill.

The following Bills were read by their titles and referred:

A Bill to incorporate the Edisto and Ashley Canal Company, was referred to the Committee on Internal Improvements.

A Bill to exempt certain articles from levy and sale.

A Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a Law Judge or Chancellor, and,

A Bill to amend the practice in the Court of Chancery, were severally referred to the Committee on the Judiciary.

The House proceeded to the consideration of the following Report:

The Committee on Public Printing have received proposals from Messrs. Summer and Carroll, the present Printers, and Mr. I. C. Morgan. Messrs. Carroll and Summer propose to do the printing on the same terms as heretofore. Mr. Morgan offers to do the printing for considerably less than the present prices. The Committee have no reason to doubt the ability of either Messrs. Summer and Carroll or Mr. Morgan, to do the printing well; on the contrary, they believe it would be well done by either of them. It was stated to the Committee, by two gentlemen, acquainted with the business of printing practically, that the present rates are by no means high, but, on the contrary, rather too low, and, furthermore, that the rates for which Mr. Morgan proposes to do the printing, are entirely too low, in some instances, less than the actual expenses.

The Committee, therefore, submit the whole matter to this House, with the recommendation, that if they wish to retain the present printers on the same terms as heretofore, which the Committee believe are very reasonable and moderate terms, then they would advise that they should be retained. If, however, the House wish to get the printing done at the lowest terms, they advise that the contract be given to Mr. Morgan.

On motion of Mr. BARNES, the Report was ordered to *lie on the Table.*

Mr. BARNES then submitted the following Resolution, which, after debate thereon, was, on motion of Mr. SULLIVAN, ordered to *lie on the Table;*

Resolved, That the printing of this House be given to I. C. Morgan, on the terms proposed by him to the Committee on Public Printing.

On motion of Mr. SULLIVAN, the House then proceeded to ballot for a Printer.

On motion of Mr. PHILLIPS, ordered, that when this House adjourns, it shall stand adjourned to meet at 12 o'clock, M. on Monday next.

On motion of Mr. CHARLES WILLIAMS, the House adjourned, at 17 minutes past 2 o'clock, P. M.

MONDAY, NOVEMBER 30, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The following additional Member attended, was sworn, and took his seat:

From All Saints—Mr. JOHN ASHE ALSTON.

The Senate sent to the House, for concurrence,

The Report of the Committee on Claims and Grievances, of the Senate on the Account of the Charleston Mercury, for advertising notice of Escheat:

Report of the same Committee, on the Account of the Charleston Mercury, for advertising Bank Statements;

Report of the same Committee, on the Account of Samuel Weir, for Advertising;

Report of the same Committee, on the Account of the Charleston Mercury, for Advertising Sessions of the Court of Appeals;

Report of the same Committee, on the Petition of Harmony Lodge, No. 17, of Barnwell District, praying to be paid for the use of their Building, as a Court Room, &c.;

Report of the same Committee, on the Petition of Henry Gerrald, praying

to be paid for services as a Juror; which were severally referred to the Committee on Claims of this House.

On motion of Mr. WRIGHT, leave of absence was granted to Mr. BARNES, for the remainder of the Session, on account of the indisposition of his family.

Mr. GILES, from the Committee appointed to count the ballots cast for State Reporter, reported, that no Candidate had received a majority, and that, consequently, there is no election.

The following Message was received from the Senate:

IN THE SENATE, November 30, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go into another Ballot for State Reporter.

By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

On motion of Mr. PHILLIPS, a Message was ordered to be sent to the Senate, proposing to go into an Election for Secretary of State, this day, at 1 o'clock, and immediately thereafter for Surveyor General.

Mr. GRIFFIN, from the Committee appointed to count the ballots cast for Printer to the House of Representatives, reported, that Messrs. Summer & Carroll received 70 votes, and Mr. I. C. Morgan 42 votes. Whereupon the Speaker announced that Messrs. Summer & Carroll, having received a majority, were duly elected Printers to the House of Representatives.

Mr. PHILLIPS presented the Report of the Vestry of the Parish Church of St. James, Goose Creek, respecting the Ludlam School Fund; which was referred to the Committee on Education.

Mr. MIDDLETON presented the Report of the Commissioners of the Poor for Georgetown District, on the administration of the Transient Poor Fund; which was referred to the Committee of Ways and Means.

Mr. CRAWFORD presented the Return of the Commissioners of Free Schools for Marion District, for 1846; which was referred to the Committee on Education.

Mr. SHINGLER presented the Petition of sundry citizens of St. James, Goose Creek, praying a reduction of Tolls on certain travelling on the State Road, and exemption from road duty; which was referred to the Committee on Internal Improvements.

Mr. DUPRE presented the Return of the Commissioners of Free Schools for Christ Church Parish, for the year 1846; which was referred to he Committee on Education.

Mr. G. W. WILLIAMS presented the Petition of S. P. Sutton, praying payment of a claim against the State; which was referred to the Committee on Claims.

Mr. BOYLE presented the return of the Commissioners of Free Schools for St. Paul's Parish, for the year 1846; which was referred to the Committee on Education.

Mr. GEIGER presented the Petition of George Lorick, praying liberty to turn a boat sluice; which was referred to the Committee on Internal Improvements.

Mr. VINSON presented the account of P. M. Johnson, for binding books; which was referred to the Committee on Claims.

The Senate then attended and joined the House in a second ballot for State Reporter.

Mr. HARRINGTON presented the Petition of N. B. Thomas, praying compensation for guarding a prisoner; which was referred to the Committee on Claims.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 30, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House to go into a ballot for Secretary of State, this day at 1 o'clock, and immediately thereafter into a ballot for Surveyor General.

By order of the Senate.

ANGUS PATTERSON, *President.*

Mr. ZIMMERMAN presented the Petition of J. J. Cannon, praying a re-charter of his Ferry on the Pee Dee River; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. ZIMMERMAN obtained leave to withdraw the Petition of W. H. Wingate and John F. Ervin, administrators of the estate of Wm. Wingate, late Sheriff of Darlington.

Mr. J. J. WILSON presented the Petition of sundry citizens of Barnwell District, praying that it shall be referred to the voters of Barnwell District at the next General Elections, to vote upon the License Law; which was referred to the Committee on Grievances.

Mr. DESAUSSURE presented the account of W. W. Purse, for work done in the Representatives' Hall; which was referred to the Committee on Claims.

Mr. ORR presented the Petition of sundry citizens of Anderson District, praying that a public road in said District be closed, and,

Also, the Petition of sundry citizens of Anderson District, praying that a public road in said District be not closed; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. YANCEY presented the Memorial of Samuel Clarke, Jonathan M. Miller, George B. Mills, citizens of South Carolina, and others, owning lands and fish sluices on the Savannah River, praying the passage of an act to secure their rights to said fisheries and to admit the free passage of fish up the said river; which was referred to the Committee on Internal Improvements.

Mr. CARN obtained leave to withdraw the Petition of Jacob Stevens, presented at the last Session.

Mr. BEDON presented the return of the Commissioners of Free Schools, for St. George's Parish for the year 1846; which was referred to the Committee on Education;

Also, the Petition of Harmony Lodge, No. 61, praying an act of incorporation; which was referred to the Committee on Incorporations.

Mr. ALEXANDER presented the Petition of Abarilla Wilbanks, praying for a Pension; which was referred to the Committee on Pensions.

Mr. PALMER presented the return of the Commissioners of Free Schools for Fairfield District, for the year 1846; which was referred to the Committee on Education.

Mr. BOYKIN presented the account of W. M. Watson, jailer of Kershaw; which was referred to the Committee on Claims.

Mr. JAMISON, from the Committee on the Military, appointed to act jointly with the Committee of the Senate, on a Resolution, directing them to enquire if any, and what action should be taken by the Legislature, in equipping and fitting out the Regiment of South Carolina Volunteers, for the war with Mexico, made a Report, which was ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On so much of the presentment of the Grand Jury of Marion District, as relates to the Road Laws; and,

On a Bill, to alter and amend the Law in relation to granting licences to retail spirituous liquors, or to keep Tavern; which were ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee, on Claims, made Reports,

On the Petition of W. H. Wilbanks;

On the Petition of J. E. Walker, for balance due him for work on the State House;

On the Account of Todd and Wyatt, for public printing;

On the Accounts of Symmes and Bridwell for public printing;

On the Account of W. F. Durisoe for public printing; and,

On the Claim of J. M. Venning, for work done on the State House; which were severally ordered for consideration to-morrow.

Mr. GARY, from the Medical Committee, made Reports,

On the Petition of Dr. J. J. Wardlaw:

On the Petition of Dr. P. W. Screven;

On the Petition of Dr. Thomas J. Flinn;

On the Petition of Dr. Thomas B. Dendy; and,

On the Petition of Dr. Joseph Taylor; which were severally ordered for consideration to morrow.

The Senate then attended, and joined the House in a ballot for Secretary of State.

Mr. HARLESTON, from the Committee, appointed to count the votes given for State Reporter, on the second ballot, Reported, That J. A. Strobhart, received 66 votes, J. S. G. Richardson, 50 votes, R. H. Spears, 44, and G. W. Williams, 2; and that no candidate having received a majority, there is consequently no election.

The Senate then attended, and joined the House in a ballot for Surveyor General.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 30, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a third ballot for State Reporter. By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

Mr. HARLLEE, from the Committee on Incorporations, to whom was referred the Memorial of Henry Shultz, reported A Bill to amend "An Act to incorporate the American and German Trading and Insurance Company;" which was read the first time and ordered to be read the second time, to-morrow.

Mr HARLLEE, from the same Committee, made a Report:

On the Memorial of Henry Shultz;

On the Petition of citizens of Pickens District, praying the incorporation Twelve Mile Church, and,

On the Petition of the Intendant and Wardens of the village of Pendleton,

praying an amendment of the Charter of said village; which were severally ordered for consideration to-morrow.

The Senate then attended, and joined the House in a third ballot for State Reporter.

Mr. HARRINGTON, from the Committee, appointed to count the votes given for Secretary of State, reported, that no candidate had received a majority, and that, consequently, there is no election.

The following Message was received from the Senate.

IN THE SENATE, Nov. 30, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a second ballot for Secretary of State. By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer returned.

Mr. HOLLAND, from the Committee appointed to count the votes given for Surveyor General, reported that no candidate had received a majority, and that consequently there was no election.

The Senate then attended, and joined the House in a second ballot for Secretary of State.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 30, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a second ballot for Surveyor General.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

Mr. HUGER, from the Committee appointed to count the votes given for State Reporter on the third ballot, reported that James A. Strobhart received 63 votes, J. S. G. Richardson 54, R. H. Spears 43; and that no candidate having received a majority, there is consequently no election.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 30, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a fourth ballot for State Reporter.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and returned an answer.

The Senate then attended, and joined the House in a second ballot for Surveyor General.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On a Bill to exempt certain articles from levy and sale,

On the Petition of sundry citizens of St. Bartholomew's Parish, praying that Jurors may be required to give information against violators of the license laws, and that an act may be passed to equalize the price of licenses, &c.

On a Resolution recommending a compilation of the laws, touching the duties of Magistrates and Constables.

On motion of Mr. HUNT, the Committee on the Judiciary was discharged from the further consideration of the Memorial of sundry citizens of Charleston, praying that a vote of the citizens may be taken, to ascertain whether licenses to sell intoxicating liquors shall be granted within the District of Charleston;

The Petition of James Boatwright, Benjamin Hart, and others, praying that the question of granting licences to retail spirits, to be drank at the place of retailing, may be submitted to the vote of the people:

The Petition of sundry citizens of Abbeville District, praying the adoption of measures, the more effectually to suppress duelling, &c.;

The Presentment of the Grand Jury of Richland District, for Fall Term, 1846, on the subject of carrying concealed deadly weapons; and the said Memorial, Petitions and Presentment were referred to the Committee on Grievances.

The Senate then attended, and joined the House in a fourth ballot for State Reporter.

Mr. JOHNSON, from the Committee appointed to count the votes given for Secretary of State on the second ballot, reported, that no candidate had received a majority, and that consequently there is no election.

The following Message was received from the Senate:

IN THE SENATE, NOVEMBER 30, 1846.

Mr. Speaker, and Gentlemen:

Senate proposes to your House, to go forthwith into a third ballot for Secretary of State. By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

Mr. LUCAS, from the Committee appointed to count the votes, given for Surveyor General, on the second ballot, reported that W. F. ARTHUR was duly elected.

The Senate then attended, and joined the House in third ballot for Secretary of State.

Mr. NORTHROP, from the Committee on Education, made Reports,

On a Bill to increase the Free School Fund; and,

On the memorial of the Trustees of the College of Charleston; which were severally ordered for consideration to-morrow.

On motion of Mr. COOPER, the Committee on Vacant Offices was discharged from the consideration of the petition of citizens of Abbeville District, praying that William W. Anderson may be appointed a Magistrate; and the same was referred to the Abbeville Delegation.

Mr. DAVIE gave notice, that he will ask leave to-morrow, to introduce A Bill asking a charter of a Rail Road.

Mr. WARE gave notice, that he will ask leave to-morrow, to introduce A Bill to define the terms upon which the State will aid in the construction of Rail Roads.

Pursuant to notice, and by leave of the House, Mr. HENRY introduced A Bill to change the practice in Equity, as regards Defendants; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. SUMMER introduced A Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law; which was read the first time, and ordered to be read the second time to-morrow.

Mr. TOWNES introduced the following Resolution; which was ordered for consideration to-morrow:

Resolved, That the Committee of Ways and Means be directed to enquire into and report to this House, the expediency, of instructing the Commissioners, who may represent the State Stock in the South Carolina Rail Road, to vote for closing the concerns of the Rail Road Bank, and to apply the capital of said Bank to the extinguishment of the debts for which the Road is liable.

Mr. BOYCE submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That a Committee of seven, one from each Congressional District, be appointed on the part of this House, and that a Message be sent to the Senate, requesting the appointment of a similar Committee, to constitute a joint Committee, to recommend suitable persons as candidates for the office of President and Directors of the Bank of the State of South Carolina.

Pursuant to notice, and by leave of the House, Mr. BOYCE introduced A Bill to provide for the election of Electors of President and Vice President

by the Legislature; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice given by Mr. BARNES, and by leave of the House, Mr. WRIGHT introduced A Bill to provide for cancelling certain bonds taken by the Superintendent of Public Works, for lands sold by him under the Acts of 1842 and 1843; which was read the first time, and ordered to be read the second time to morrow.

Pursuant to notice, and by leave of the House, Mr. HARLLEE introduced A Bill to amend the la w in relation to the contested elections of Major Generals and Brigadier Generals of the militia of this State; which was read the first time, and ordered to be read the second time to-morrow.

Mr. P. E. DUNCAN gave notice that he will ask leave, to-morrow, to introduce a Bill to abolish the Office of Superintendent of Public Works.

Mr. McCUTCHEN, from the Committee appointed to count the votes given for State Reporter, on the fourth ballot, Reported, that James A. Strobhart received 66 votes, J. S. G. Richardson, 61 votes, and R. H. Spears, 34 votes, and that no candidate having received a majority, there is consequently no Election.

On motion of Mr. TRADEWELL, Ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow.

Pursuant to notice, and by leave of the House, Mr. YANCEY introduced a Bill to alter the law in relation to Endorsements of Promissory Notes, in certain cases; which was read the first time, and ordered to be read the second time to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles, and referred:

A Bill to amend the Sixth Section of an Act entitled "An Act for the better regulation and government of Free Negroes and persons of color, and for other purposes," ratified on the 23d of December, 1822, was referred to the Committee on Colored Population.

A Bill to provide for the Election of Masters, Registers and Commissioners in Equity, by the People; was referred to the Committee on District Offices and Officers, and

A Bill to give jurisdiction to Magistrates, for the trial of Trespasses on personal property, when the damages do not exceed twenty dollars, was referred to the Committee on the Judiciary.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on Pensions,

On the Petition of Margaret Dawkins;

On the Petition of Jane Gillison and others;

On the Petition of Milly Ward; and

On the Petition of Catherine Vandiver.

Report of the Committee on Claims,

On the Petition of Samuel Vance, Administrator of N. C. Vance.

Reports of the Committee on Grievances,

On so much of the Presentment of the Grand Jury of Horry District, as relates to the carrying of concealed weapons, and of drinking spirits at the place where sold, and

On so much of the Presentment of the Grand Jury of Sumter District, as relates to the retailing of spirituous liquors.

Mr. THOMPSON obtained leave to withdraw the Petition of Margaret Dawkins.

Mr. ORR obtained leave to withdraw the Petition of Catharine Vandiver, and

Mr. CALHOUN obtained leave to withdraw the Petition of Samuel Vance, Administrator of N. C. Vance.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on Internal Improvements,

On the Petition of James Barkley; and

The Report of the Committee on Roads, Bridges and Ferries,

On the Presentment of the Grand Jury of Charleston District, relative to the New Bridge Company Ferry.

Resolutions, submitted by Mr. HARLLEE on Saturday last, in relation to the distribution of the Free School Fund, were amended, on motion of Mr. ZIMMERMAN, by adding thereto the following Resolution:

Resolved, That the Committee on Education be instructed to present to the House, at as early a period as practicable, a condensed view of the amount of money expended in the several Districts and Parishes of this State, on the Free Schools; and also the probable number of Pupils who have received instruction in these Schools, since their establishment, in 1811, to the present time.

And thus amended, on motion of Mr. MIDDLETON, the Resolutions were referred to the Committee on Education.

Mr. MEMMINGER, from the Committee, appointed to count the vote given for Secretary of State on the third ballot, reported that no candidate received a majority, and that consequently there is no election.

On motion of Mr. MIDDLETON, the Report of the Committee on Public

Printing was, *taken up* and recommitted to the same Committee, with instructions to enter into a contract with Messrs. Summer & Carroll, the Printers of this House, on the terms proposed by them to the Committee.

On motion of Mr. ORR, the House adjourned, at fifty-six minutes past four o'clock, P. M.

TUESDAY, DECEMBER 1, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the Speaker took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional Member attended, was sworn, and took his seat:

From Chester—Mr. THOMAS McLURE.

The Senate sent to this House, a Bill to extend the duration of an Act, authorizing the formation of limited Partnerships; which was read the first time, and ordered to be read the second time to-morrow.

The Senate sent to this House, for concurrence,

Report of the Committee on Claims and Grievances, of the Senate, on the Petition of J. E. Walker, praying payment of a balance due him for work done on the State House;

Report of the same Committee, on the account of the Charleston Mercury, for advertising presentment of the Grand Jury of Barnwell District; which were severally referred to the Committee on Claims of this House;

Report of the Committee on Finance and Banks, of the Senate, on the Report of the Commissioners of the Poor of the City of Charleston:

Report of the same Committee, on the Petition of Nash Roach, praying to be refunded an over Tax; which were severally referred to the Committee o Ways and Means of this House; and

Report of the Committee on the College, Education and Religion, of the Senate, on the disbursement of the fund for the Deaf and Dumb and Blind: which was referred to the Committee on Education of this House.

The following Message was received from the Senate:

IN THE SENATE, December 1, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a ballot for State Reporter, and immediately thereafter, into a ballot for Secretary of State.

By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

The SPEAKER laid before the House, the Report of the Comptroller General, on advances made by South Carolina in the late war with Great Britain, and on payments to the Volunteers in the Seminole war; which was referred to the Committee on the Military.

Mr. DESAUSSURE presented the Petition of John J. Kinsler, praying to be refunded a double tax;

Also, the Petition of Samuel J. Kennerly, praying to be refunded a tax twice paid; which were severally referred to the Committee of Ways and Means; and,

Also, the Account of Jos. A. Hines, for work done in Surveyor General's Office; which was referred to the Committee on Claims.

Mr. TOWNES presented the Return of the Commissioner of Free Schools for Greenville District, for the year 1846; which was referred to the Committee on Education.

Mr. HOLMES presented the Petition of John Bauskett, praying the recharter of a Bridge across Stevens' Creek; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. LUCAS presented the Return of the Commissioners of Free Schools, for St. James, Santee, for the year 1846; which was referred to the Committee on Education.

Mr. SWYGERT presented the Petitions of sundry citizens of Lexington District, praying that the question of granting licenses to retail Spirituous Liquors, may be submitted to the vote of the people of said District;

Also, the Petition of sundry Ladies of Lexington District, with a similar prayer; which were severally referred to the Committee on Grievances.

Mr. BOYKIN presented the Petition of sundry citizens of Kershaw, praying that a public Road be laid out from Kelly's bridge, to intersect the stage road leading from Camden to Cheraw, at Mr. Humphrey's;

Also, the Petition of sundry citizens of Kershaw, praying that a public Road be laid out from Kelly's, to intersect the Camden and Cheraw road, at Mr. Hall's; and

The Petition of sundry citizens of Kershaw, praying that John R. Shaw be appointed a Commissioner of Roads; which were severally referred to the Committee on Roads, Bridges and Ferries.

Mr. BULL presented the Return of the Commissioners of Free Schools, for St. Andrew's Parish, for 1846; which was referred to the Committee on Education.

Mr. I. D. WILSON presented the Petition of sundry citizens of Darlington District, praying for the establishment of a road from Kelly's bridge to the

Tiller's Ferry road, near Humphrey's; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. CARN presented the Petition of Jacob Stevens, praying additional compensation for services rendered to the St. Bartholomew's contested Election, in 1844; which was referred to the Committee on Claims.

Mr. MILLER presented the Petition of sundry citizens of Spartanburg District, praying that a certain Road may be re-opened and made public; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. SIMONS presented the Report of the Board of Commissioners appointed by His Excellency, Governor AIKEN, under the Resolution of the Legislature, 15th December, 1845, to survey and locate certain lands on Sullivan's Island, James' Island, and Shute's Folly Island, already granted by this State to the United States, and other lands proposed to be ceded; which was referred to the Committee on the Military.

Mr. TRADEWELL presented the Petition of W. W. Purse, praying additional compensation for work done in hanging Curtains in the Representatives and Senate Halls; which was referred to the Committee on Claims.

Mr. MEMMINGER presented the Petition of the Vestry of Grace Church, Charleston, praying for a Charter of Incorporation; which was referred to the Committee on Incorporations.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of Clarendon, praying for a new road: also the Petition of Edward Broughton, praying that said road be not granted, and,

On the Petition of sundry citizens of Marion District, praying for a new road; which were severally ordered for consideration to-morrow.

The Senate then attended and joined the House in a fifth ballot for State Reporter.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the account of the Steam Saw Mill of Charleston, for lumber furnished the Citadel and Magazine Guard in 1843;

On the account of Wm. Matthiessen for articles furnished the Citadel and Magazine Guard in 1843;

On the account of J. C. Hoff for articles furnished the Citadel and Magazine Guard in 1843;

On the account of Thomas Gates for beef, furnished the Citadel and Magazine Guard in 1843; and,

On the account of T. E. Goodwyn, for Public Printing; which were severally ordered for consideration to-morrow.

The Senate then attended and joined the House in a fourth ballot for Secretary of State.

Mr. ORR, from the Special Joint Committee appointed to examine the contingent Accounts of the Governor, made a report which was ordered for consideration to-morrow.

Mr. DAVIE, from the Committee on Privileges and Elections made a Report on the Presentment of the Grand Jury of Kershaw District, Fall Term, 1846, as to the expediency of confining the general Elections to one day; which was ordered for consideration to-morrow.

Mr. DAVIE presented the Petition of sundry citizens of Chester District, praying the re-opening of a road from Stringfellow's into the Winnsboro' road at Mrs. Douglass's; which was referred to the Committee on Roads, Bridges and Ferries;

Also, the Petition of Thomas W. Moore, praying to be released from his liability on certain bonds given for Public Lands; which was referred to the Committee on Internal Improvements.

Mr. HENRY, from the Committe on District Offices and Officers, made Reports,

On the Presentment of the Grand Jury of Charleston, recommending an increase in the pay of Constables; and,

On the Presentment of the Grand Jury of Sumter, recommending an increase of the jurisdiction of Ordinaries; which were severally ordered for consideration to-morrow.

Mr. MITCHELL, from the Committee appointed to count the votes given for State Reporter, on the fifth ballot, reported, That James A. Strobhart received 96 votes, which was a majority: Whereupon the SPEAKER announced that James A. Strobhart is duly elected State Reporter.

Mr. READ, from the Committee on Colored Population, made a Report on so much of the Presentments of the Grand Juries of Charleston District, May and October Terms, 1846, as relates to the traffic with slaves; which was ordered for consideration to-morrow.

Mr. CANTEY gave notice, that on Friday next, he will ask leave to introduce A Bill to incorporate the De Kalb manufacturing Company, and for other purposes.

Mr. GARY, from the Medical Committee, made Reports,

On the Petition of Dr. Jesse Lamb, praying compensation for services rendered a State Prisoner; and,

On the Petition of Dr. J. G. Gaffney, praying remuneration for a *Post*

Mortem examination; which were severally ordered for consideration to-morrow.

Mr. PHILLIPS, from the Committee on the Judiciary, made a Report,

On so much of the Governor's Message, No. 1, as relates to a reduction of interest; which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. TOWNES introduced A Bill, to regulate the costs of Witnesses, in certain cases; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. WARE introduced A Bill to define the terms upon which the State will aid in the construction of Rail Roads; which was read the first time and ordered to be read the second time to-morrow.

Mr. WRIGHT gave notice, that he will ask leave to-morrow, to introduce A Bill to amend the Law in relation to magistrates and constables.

Mr. YANCEY gave notice, that he will ask leave to-morrow, to introduce A Bill to extend the jurisdiction of magistrates in the town of Hamburg, in cases of Foreign attachment.

Mr. ALSTON gave notice, that he will ask leave on Thursday next, to introduce A Bill to revive and amend the charter for the Georgetown [illegible] All Saints Rail Road.

Mr. NORTHROP, from the Committee, appointed to count [illegible] en for Secretary of State, on the fourth ballot, reported, [illegible] ne votes giv- had received a majority, and that, therefore, there is [illegible] that no candidate

On motion of Mr. ORR, a message was order[illegible] onsequently no election. proposing to go forthwith into another ballo[illegible] ed to be sent to the Senate,

On motion of Mr. BOYKIN, leave [illegible] for Secretary of State. TEY for two days, on account of [illegible] absence was granted to Mr. CAN-

Pursuant to notice, and by [illegible] important private business. troduced A Bill to aboli[illegible] which was read the [illegible] leave of the House, Mr. P. E. DUNCAN in- morrow. [illegible] the office of Superintendent of Public Works;

On mo[illegible] first time and ordered to be read the second time to- Rail [illegible]

[illegible] on of Mr. MEMMINGER, the Memorial of the South Carolina [illegible] Road Company, praying an extension of time, was ordered to be printed.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of Nash Roach, praying to be refunded a double Tax;

On the Petition of Abner Landrum, praying a loan to aid in establishing a manufactory of porcelain;

On the Petition of William E. Haskell, praying to be refunded a tax; and

On the Petition of James C. Brown, praying to be refunded a tax; which were severally ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to authorize a reduction of the toll on single horse carts on the State Road; and,

A Bill to abolish the allowance of Tare on Bales of Cotton were read the second time and ordered to be sent to the Senate.

The following Bills were read by their titles and referred:

A Bill to establish a separate Court of Appeals in all cases, at Law and in Equity, and to re-organize the Judiciary system of this State in conformity thereto;

A Bill to change the practice in Equity, as regards defendants;

A Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law; and,

A Bill to alter the law in relation to endorsements of promissory notes in certain cases, were referred to the Committee on the Judiciary.

A Bill to provide for the election of Electors of President and Vice President by the Legislature, was referred to the Committee on Privileges and Elections.

A Bill to provide for cancelling certain bonds taken by the Superintendent of Public Works, for lands sold by him under the Acts of 1842 and 1843, was referred to the Committee on Internal Improvements.

A Bill to amend the law in relation to the contested elections of Major Generals and Brigadier Generals of the Militia of this State, was referred to the Committee on the Military.

The General orders were suspended.

Message No. 3, was received from His Excellency, the Governor, and read by his Private Secretary, BEAUFORT T. WATTS, Esq., inviting the House of Representatives to attend the Commencement of the South Carolina College, on Monday next, and transmitting the accounts of the College Treasurer.

On motion of Mr. CARN, a Committee was appointed to make arrangements to attend the College Commencement; of which the SPEAKER appointed the following gentlemen: Messrs. CARN, PRINGLE and HARRINGTON.

On motion of Mr. DESAUSSURE, the accounts of the College Treasurer were referred to the Committee on Education, and ordered to be printed.

The General Orders were resumed, and

The Report of the Committee on the Military, appointed to act jointly with

the Committee of the Senate, on a Resolution directing them to enquire and report what action should be taken by the Legislature in equipping the Regiment of South Carolina Volunteers for the war with Mexico, was called for consideration, and after debate thereon, on motion of Mr. MEMMINGER, the Report was made the special order of the day for to-morrow, at 2 o'clock, P. M.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 1, 1846.

Mr. Speaker, and Gentlemen:

Senate proposes to your House to go forthwith into a fifth ballot for Secretary of State. By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

The following unfavorable Reports were considered and agreed to:

Report of the Committee on Roads, Bridges and Ferries,

On so much of the presentment of the Grand Jury of Marion District as relates to the road law;

Report of the Committee on Incorporations, upon the memorial of Henry Shultz;

Report of the same Committee, on the petition of sundry citizens of Pickens District, praying the incorporation of Twelve Mile Church;

Report of the same Commttee, on the petition of the Intendant and Wardens of the Village of Pendleton, praying an amendment of the charter of said Village, in reference to the proceeds arising from tavern and retail licences;

The Report of the Committee on the Judiciary, on the petition of sundry citizens of St. Bartholomew's Parish, praying that Jurors may be required to give information against violations of the license laws; also, that an Act may be passed to equalize the fine of licenses, was called for consideration.

The Committee on the Judiciary was discharged from the further consideration of the petition, and the same was referred to the Committee on Grievances.

The Senate then attended and joined the House in a fifth ballot for Secretary of State.

The following favorable Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Petition of W. H. Wilbanks;

On the Petition of J. E. Walker;

On the Account of Todd & Wyatt;
On the Accounts of Symmes & Bridwell;
On the Account of W. F. Durisoe; and,
On the Claim of J. M. Venning, Assignee of C. Werner.
Reports of the Medical Committee,
On the Petition of Dr. J. J. Wardlaw;
On the Petition of Dr. P. W. Screven;
On the Account of Dr. T. J. Flinn;
On the Petition of Dr. Thomas B. Dendy; and,
On the Petition of Dr. Joseph Taylor.
The Report of the Committee on the Judiciary,

On the Resolution recommending the compilation of the Laws, touching the duties of Magistrates and Constables, was called for consideration, and on motion of Mr. HUNT, it was recommitted to the Committee on District Offices and Officers.

The Report of the Committee on Education,

On the Memorial of the Trustees of the College of Charleston was, on motion of Mr. MEMMINGER, recommitted to the Committee of Ways and Means.

A Resolution submitted by Mr. TOWNES, instructing the Committee of Ways and Means to inquire into the expediency of closing the concerns of the Rail Road Bank, was agreed to.

A Resolution submitted by Mr. BOYCE, appointing a Committee to act jointly with the Committee of the Senate, in recommending suitable persons as candidates for the office of President and Directors of the Bank of the State of South Carolina, was considered and agreed to.

The SPEAKER appointed the following gentlemen of the Committee on the part of this House: Messrs. BOYCE, HENRY, ZIMMERMAN, ORR, JOEL SMITH, HUGER and JAMISON; and a Message was sent to the Senate, asking the appointment of a similar Committee on the part of that Body.

The SPEAKER laid before the House the Report of the Comptroller General, on the Contingent Accounts against the Upper Division of the Treasury; which, with the accounts, was referred to the Committee on Accounts.

Pursuant to notice, and by leave of the House, Mr. DAVIE introduced A Bill to charter the Charlotte and South Carolina Rail Road Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. OTTERSON, from the Committee appointed to count the votes given on the fifth ballot for Secretary of State, submitted the following Report:

The Committee of this House, appointed to count the votes for Secretary of State, Report, That they have counted the same; That B. K. Hennegan

received 79 votes, Edward Harleston, 78 votes, and that, upon counting over the ballots, they found that there was 157 votes, instead of 156 votes. Whereupon, on motion of Mr. MEMMINGER, *Resolved*, That there is no election of Secretary of State.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 1, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a sixth ballot for Secretary of State.

By order of the Senate,

ANGUS PATTERSON, *President*.

In which the House concurred, and an answer was returned.

Mr. SULLIVAN submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That all the Rules of this House, adopted since those printed in 1839, and in force at the last Session, be adopted as the Rules of this House, and that the Rules, now about to be printed, contain the same.

Mr. B. Y. MARTIN gave notice, that he will ask leave to-morrow to introduce a Bill, to give the appointment of Electors of President and Vice President, to the people of South Carolina, and for changing the time of making such appointment in conformity with the act of Congress on the subject.

On motion of Mr. CARN, Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow, and on his motion, the House adjourned at 53 minutes past 3 o'clock, P. M.

WEDNESDAY, DECEMBER 2, 1846.

At the hour to which the House was adjourned, the clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House, the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to alter and amend the law, concerning the custody and care of derelict estates by the Ordinary; and,

A Bill to amend An Act, entitled "An Act to amend the act of one thousand seven hundred and eighty-eight, commonly called the Prison Bounds Act," passed the 19th December, 1833.

The following message was received from the Senate:

IN THE SENATE DECEMBER 2, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a sixth ballot for Secretary of State.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

On motion of Mr. CARN, leave of absence was granted to Mr. PYE, until Saturday next, on account of the sickness of a member of his family.

Mr. VINSON presented the Memorial of sundry citizens, praying that a vote of the citizens may be taken to ascertain whether licenses to sell intoxicating liquors shall be granted within the District of Richland; which was referred to the Committee on Grievances.

Mr. TRADEWELL presented the Petition of the Intendant and Wardens of the Town of Columbia, praying an increase of their corporate powers, and for an appropriation to aid in the support of their transient poor; which was referred to the Committee of Ways and Means.

Mr. BKAKENEY presented the account of C. Beck, for work done on the State House; which was referred to the Committee on Claims.

Mr. AIKEN presented the petition of Dr. William Cloud, praying the use of a portion of the Wateree Canal; which was referred to the Committee on Internal Improvements.

Also the Petition of sundry citizens of Fairfield District, praying the enactment of a law to test the popular vote in relation to the license law; which was referred to the Committee on Grievances.

Mr. TRADEWELL presented the Report of the Regents of the Lunatic Asylum; also, Reports from the Physician and Superintendent; which were referred to the Committee on the Lunatic Asylum.

The Senate then attended and joined the House in a sixth ballot for Secretary of State.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on A Bill to incorporate the Edisto snd Ashley Canal Company, and on various petitions and counter petitions on the same subject; which was ordered for consideration to-morrow.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made Reports,

On the Petition of sundry citizens of Spartanburg District, praying that a certain road may be re-opened and made public;

On the Petition of sundry citieens of Anderson District, praying that a public road in said District be closed;

On the Petition of sundry citizens of Kershaw, praying that John R. Shaw may be appointed a Commissioner of Roads; and,

On the Petition of John M. Phillips, praying that a road in Christ Church Parish be not granted; which were severally ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made Reports,

On the Petition of Nancy Chapman; and,

On the Petition of Abarilla Wilbanks; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the account of W. W. Purse; and,

On the account of P. M. Johnson; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred the Report of the Comptroller General, on the Finances of the State, reported A Bill to raise supplies for the year commencing in October one thousand eight hundred and forty-six; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER, from the same Committee, made Reports,

On the memorial of the Faculty of the Medical College of South Carolina;

On the memorial of the Hibernian Society, praying exemption from taxation for certain real estate; and,

On the memorial of the Medical Society, praying exemption from taxation for certain real estate; which were severally ordered for consideration to-morrow.

Mr. MEMMINGER presented the Annual Report of the President of the Bank of the State of South Carolina; which was referred to the Committee of Ways and Means.

Also, the Petition of certain citizens of Charleston, of the Ancient Hebrew Faith, praying a charter of incorporation; which was referred to the Committee on Incorporations.

Mr. NORTHROP, from the Committee on Education, made a Report on so much of the Governor's Message, No. 1, as relates to the work of Professor Holbrook; which was ordered for consideration to-morrow.

Mr. PHILLIPS, from the Committee appointed to count the votes given for Secretary of State, on the sixth ballot, reported that B. K. HENEGAN received 84 votes, and EDWARD HARLESTON received 74 votes; whereupon the SPEAKER announced that B. K. HENEGAN having received a majority, is duly elected Secretary of State.

Mr. PHILLIPS, from the Committee on the Judiciary, to whom was referred the Petition of John J. Jessen, praying that the right of the State, to an escheat in the real estate of John Rehpenn, deceased, be relinquished: Reported A Bill, to vest the title of the State in the real estate of John Rehpenn, in John J. Jessen; which was read the first time, and ordered to be read the second time to-morrow.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 2, 1846.

Mr Speaker and Gentlemen:

Senate concurs in the Message of your House, requesting Senate to appoint a Committee to act with the Committee appointed by your House, to nominate suitable persons for President and Directors of the Bank of the State of South Carolina; and has appointed Messrs. MOSES, RIVERS, WALKER, GRIFFIN, B. F. PERRY, CANNON and DARGAN, a Special Committee, to meet the Committee of your House on that subject.

By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. SIMONS presented the Petition of Robert Q. Pinckney, Secretary of State, praying compensation for services rendered the State; which was referred to the Committee on Claims.

On motion of Mr. TRADEWELL, Ordered, That four hundred copies of the Report of the Regents of the Lunatic Asylum, be printed.

Mr. PORTER submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That the Legislature will not, in future, release the right and title of the State in and to any escheated property, unless the applicant or applicants for such release, shall have first given three month's notice in one of the newspapers of this State, in such Districts or Parishes where newspapers are published, and where no newspapers are published, at one or more public places, of his or their intention to make such application, and shall submit with the same satisfactory evidence, that such notice has been duly given; which notice shall state the name of the person last seized, and the grounds on which the applicant or applicants found his or their claim.

Mr. SEABROOK submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That it be referred to the Committee on Roads, Bridges and Ferries, to enquire and report on the expediency of so amending the Law, as to define precisely the mode of computing the distance from any public Road, at which the residence of those liable to road duty, should subject them to work on the same, and to remove all doubts, as to whether the said

distance shall be measured by a direct line from said Road, or by the nearest practicable route thereto.

Mr. HOLLAND gave notice, that he will ask leave to-morrow, to introduce a Bill to restore the mileage of Jurors, and equalize their compensation according to their respective locations.

Pursuant to notice, and by leave of the House, Mr. TORRE introduced a Bill to define the terms upon which Rail Road Companies shall hereafter be incorporated, which was read the first time and ordered to be read the second time to-morrow.

The SPEAKER announced that Mr. ALSTON is added to the Committee on Education, and Mr. McLURE to the Committee on Roads, Bridges and Ferries.

Mr. TORRE gave notice, that he will ask leave to-morrow, to introduce a Bill for organizing the Fire Guard of Charleston.

Pursuant to notice, and by leave of the House, Mr. YANCEY introduced a Bill to extend the jurisdiction of Magistrates in the town of Hamburg, in cases of Foreign Attachment; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER gave notice, that he will ask leave to-morrow, to introduce a Bill, to reorganize the Courts of Chancery and Ordinary.

Mr. MEMMINGER submitted the following Resolution, which was ordered to be considered immediately, and was agreed to:

Resolved, That the Attorney General and Solicitors, be requested to certify to this House their opinion upon the following question: Whether the General Assembly of this State possesses, constitutionally, the power to provide by Law, that the Members elected at the General Elections, shall assemble prior to the period named in the Constitution.

Mr. PRINGLE presented the Petition of the heirs of Edward J. Pringle, praying that certain property liable to escheat may be vested in them; which was referred to the Committee on the Judiciary.

Pursuant to notice, and by leave of the House, Mr. WRIGHT introduced a Bill to amend the law, in relation to Magistrates and Constables; which was read the first time, and ordered to be read the second time to-morrow.

Mr. YANCEY gave notice, that he will ask leave to-morrow, to introduce a Bill to test the claims of third persons, not parties to an execution, which shall be levied by Sheriff or Coroner, on property either real or personal claimed by such persons.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred:

A Bill, from the Senate, to extend the duration of an act, authorizing the formation of limited partnerships, and,

A Bill to regulate the costs of witnesses in certain cases, were referred to the Committee on the Judiciary.

A Bill to define the terms upon which the State will aid in the construction of Rail Roads;

A Bill to abolish the officer of Superintendent of Public Works, and,

A Bill to charter the Charlotte, and South Carolina Rail Road Company, were referred to the Committee on Internal Improvements.

The House considered and agreed to the following unfavorable Reports:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of sundry citizens of Clarendon, praying for a new Road, also the Petition of Edward Broughton, praying that said Road be n not granted, and,

On the Petition of sundry citizens of Marion, for a new Road.

Report of the Committee on Privileges and Elections,

On the presentment of the Grand Jury, of Kershaw District, Fall Term 1846, as to the expediency of conducting the General Elections, but one day, and requiring voters to vote in their own beat.

Report of the Committee on District Offices and Officers,

On the presentment of the Grand Jury of Charleston, recommending an increase in the pay of Constables, and,

On the presentment of the Grand Jury of Sumter, recommending an increase of the jurisdiction of Ordinaries.

Report of the Committee on Colored Population,

On the presentments of the Grand Juries for Charleston District, for May and October Terms, 1846, in relation to the traffic with slaves.

Report of the Medical Committee,

On the Petition of Dr. Jesse Lamb.

Reports of the Committee of Ways and Means,

On the Petition of Abner Landrum, and,

On the Petition of William E. Haskell.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of the Steam Saw Mill of Charleston;

On the Account of Wm. Matthiessen;

On the Account of John C. Hoff;

On the Account of Thomas Gates, and,

On the Account of T. E. Goodwin.

Report of the Special Joint Committee,

On the Governor's Contingent Accounts; and,

Report of the Medical Committee,

On the Petition of Dr. J. G. Gaffney.

The General Orders were suspended, and,

On motion of Mr. MEMMINGER, the House proceeded to the considerations of the following Report, which had been made the *Special Order* of the day for this day at 2 o'clock, P. M.

The Committee on the Military, appointed to act jointly with a special Committee of the Senate, on A Resolution, directing them to enquire and report, if any, and what action should be taken by the Legislature, in equipping and fitting out the Regiment of South Carolina Volunteers, destined for the War with Mexico, have had the subject under consideration, and beg leave to submit the following Report:

The call by the President of the United States, for a Regiment of Volunteers for the Mexican War, during the past summer, was so fully responded to, by the gallant and patriotic citizens of this State, that the difficulty presented itself of making a selection among the many companies, who were ready to take the field. Since that time, under the supposition that their services would not be required, its members have returned to their accustomed occupations, and the regiment has been virtually disbanded.

The requisition has, however, been lately renewed by the Executive of the United States, upon the Governor of South Carolina, for one Infantry Regiment of Volunteers from this State, for immediate service, and your Committee are confident that this call will be as promptly responded to by the military spirit and State pride of our people.

The change which has been made in the term of service, your Committee are convinced, is but a change in name, and was intended merely to provide against the remote possibility of the war being continued beyond the period first assigned; for, from the new direction, which has been given to the designs of the General Government, and the change in the Military operations in Mexico, it is but barely possible, that the war will be continued beyond the period fixed in the first requisition.

Your Committee believe that a sum of money can be judiciously expended by the Legislature, in furnishing to the new regiment of State troops, a regimental flag, clothing and other articles necessary for active service, and they unanimously recommend the adoption of the following resolution:

Resolved, That the sum of Twenty Thousand Dollars be, and the same is

hereby appropriated, to be expended under the orders of the field officers, to equip the Regiment of South Carolina Volunteers, for service in the war with Mexico.

Mr. MIDDLETON moved to amend the Resolution recommended by the Committee, by striking out all after the word "Resolved," and inserting the following: That His EXCELLENCY, the Governor, be, and he is hereby authorized and required to draw from the State Treasury, a sum not exceeding twenty five thousand dollars, to be expended in fitting out and providing for the South Carolina Regiment of Volunteers, for the Mexican war, and that he be authorized to pay over, from time to time, such portions of said amount to the field officers of said regiment, for its use, as may seem to him necessary and proper. And the said field officers, shall, from time to time, account through their paymaster to the Comptroller General, for all expenditures out of the above fund.

Resolved, That in order to reimburse the State Treasury for all sums that may be actually expended in fitting out and otherwise providing for said Regiment during its term of service, the Comptroller General be, and he is hereby authorized and directed to draw on the Treasury of the United States, for so much as may be necessary, of the distributive share of the nett proceeds of sales of public Lands, to the credit of the State of South Carolina, by virtue of an act of Congress, entitled "An Act to appropriate the proceeds of the sales of public lands, and to grant preemption rights," approved on the 4th of September, 1841.

On motion of Mr. TOWNES, the first Resolution was amended by striking out "twenty five thousand," and inserting "twenty thousand."

On the question, Will the House amend the Resolution recommended by the Committee, by striking out all after the word "*Resolved*," and inserting the words proposed by Mr. MIDDLETON? Tellers were called for, and the House divided.

The SPEAKER appointed Messrs. WALLACE, COOPER, MIDDLETON and SULLIVAN, to count the House. The question was then taken, and the Tellers reported 44 in the affirmative, and 55 in the negative; So the amemdment was not agreed to, and Mr. MIDDLETON obtained leave to withdraw the second Resolution.

The Report of the Special Joint Committee, was then considered and agreed to, and ordered to be sent to the Senate for concurrence.

The General Orders were then resumed.

The Report of the Committee on the Judiciary, on so much of the Governor's Message, No. I, as relates to the reduction of interest, was, on motion of Mr. HUNT, ordered to *lie on the Table*, and to be printed.

The Report of the Committee of Ways and Means,

On the Petition of Nash Roach, praying to be refunded a double tax, was ordered to *lie on the Table.*

The Report of the Committee of Ways and Means,

On the Petition of James C. Brown, praying to be refunded a double tax, was, on motion of Mr. J. J. WILSON, recommitted to the same Committee.

The Resolution submitted yesterday, by Mr. SULLIVAN, proposing the adoption of all the Rules of this House in force at the last Session, was called for consideration. On the question, Will the House agree to the Resolution? Tellers were called for and the House divided.

The Speaker appointed Messrs. CALHOUN, PORTER, BLAKENEY, and SULLIVAN to count the House. The question was then taken, and the Tellers reported 60 in the affirmative and 35 in the negative. So the Resolution was not agreed to, two-thirds of the members present not agreeing thereto.

On motion of Mr. HARLLEE, *Resolved,* That the Chairman of each Standing Committee of this House have the privilege of printing such Bills as are referred to the Committees and as the said Committees may direct.

The Speaker laid before the House the Report of John D. Edwards, Solicitor of the Southern Circuit, on District Officers and Offices; which was referred to the Committee on District Offices and Officers.

On motion of Mr. TORRE, ordered, that when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow, and on his motion, the House adjourned at 22 minutes past 3 o'clock, P. M.

THURSDAY, DECEMBER 3, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate sent to this House for concurrence, the Report of the Special Committee, in relation to the Mexican Volunteers; which was referred to the Committee on the Military of this House.

The Senate also sent to this House, A Bill to incorporate the Wilmington and Manchester Rail Road Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. SWYGERT presented the Petition of sundry Ladies of Lexington District, praying that the question of granting licenses to retail spirituous liquors, may be submitted to the vote of the people of said District;

Also, the Petition of sundry citizens of Lexington District, praying, that the granting licenses to retail spirituous liquors, may be submitted to the vote

of the people of said District; which were severally referred to the Committee on Grievances; and,

Also, Mr. SWYGERT submitted the Presentment of the Grand Jury of Lexington District, Spring term, 1846:

So much as refers to the granting of licenses exclusively to Tavern keepers, was referred to the Committee on Grievances:

So much as presents the number of Magistrates, and recommends but one to each Beat Company, was referred to the Committee on District Offices and Officers; and,

So much as recommends that plaintiffs, in suits at law, shall pay costs or give security therefor, was referred to the Committee on the Judiciary.

Mr. McCUTCHEN submitted the presentment of the Grand Jury of Williamsburg District, Fall term, 1846;

So much as presents the number of Magistrates and recommends the appointment of only one to each Beat Company, was referred to the Committee on District Offices and Officers; and,

So much as recommends an extension of the jurisdiction of the Ordinary in the division of real estate, was referred to the Committee on the Judiciary.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER, 3, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a ballot to-morrow, at half past 12 o'clock, for an United States Senator, to fill the vacancy occasioned by the resignation of the Hon. George McDuffie.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

On motion of Mr. CARN, a Message was ordered to be sent to the Senate, proposing to go into the election of a United States Senator, for six years from the 4th day of March next, immediately after the election for a Senator to fill the vacancy occasioned by the resignation of the Hon. George McDuffie.

Mr. BOYKIN presented the Petition of sundry citizens of Kershaw District, praying that the question of granting licences may be submitted to the vote of the people of said District; which was referred to the Committee on Grievances.

Mr. W. MAZYCK PORCHER presented the Return of the Commissioners of Free Schools of St. Stephen's Parish, for 1846; which was referred to the Committee on Education.

On motion of Mr. CARN, the House re-considered the vote taken on the 28th November, on agreeing to an unfavorable report of the Committee on Roads, Bridges and Ferries, on the Petition of John Hodges, praying to be allowed to open a Road heretofore constructed by him. The Committee on Roads, Bridges and Ferries was discharged from the consideration of the said Petition, and the same was referred to the Committee on Internal Improvements.

Mr. B. Y. MARTIN presented the Petition of sundry citizens of Abbeville District, praying for the Incorporation of Liberty Church; which was referred to the Committee on Incorporations.

Mr. CARN, from the Special Committee appointed to make arrangements for the commencement of the South Carolina College, made a report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. DESAUSSURE, so much of the report as prescribes the order of procession was ordered to be printed.

Mr. JAMISON, from the Committee on the Military, made Reports,

On a Communication from Professor Ellet, proposing to disclose a cheaper process for the manufacture of the explosive cotton;

On the Petition of sundry citizens of Pickens District, praying the restoration of the sutler's law;

On the Petition of sundry citizens of Edgefield, praying an act to authorize the formation of a Light Infantry Company;

On the Petition of the Phœnix Axe, Hook and Ladder Company of Columbia, praying to be exempted from Militia duty; and

On the Presentment of the Grand Jury of Charleston District, relating to Brigade Encampments; which were severally ordered for consideration to-morrow.

On motion of Mr. JAMISON, the Committee on the Military was discharged from the further consideration of the Report of the Comptroller-General, on advances made by South Carolina in the late war with Great Britain, and on payments to the Volunteers in the Seminole war, and the same was referred to the Committee of Ways and Means.

Mr. W. W. HARLLEE, from the Committee on Incorporations, made Reports,

On the Petition of sundry Ladies of St. Peter's Parish, praying for a charter of Incorporation; and

On the Petition of the Members of Bethabara Church, for a charter of Incorporation, and the counter Petition of sundry citizens of Laurens District, on the same subject; which were severally ordered for consideration to-morrow.

Mr. W. W. HARLLEE, from the same Committee, to whom was referred the Petition of sundry citizens of Charleston, praying a charter for an Insurance Company, reported a Bill to Incorporate the South Carolina Insurance Company; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a report on A Bill to provide for cancelling certain bonds taken by the Superintendent of Public Works, for land sold by him under the Acts of 1842 and 1843; which was ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Petition of Jacob Stevens;

On the Petition of W. W. Purse;

On the Petition of Henry Hancock;

On the Account of Dr. R. E. Wylie;

On the Account of W. M. Watson;

On the Report of the Committee on Claims and Grievances, of the Senate, on the Petition of Henry Gerald; and,

On the Report of the same Committee of the Senate, on the Petition of Harmony Lodge, No. 17, of Barnwell; which were severally ordered for consideration to-morrow.

Mr. GARY, from the Medical Committee, made Reports,

On the Petition of Dr. J. E. Bignon;

On the Petition of Dr. J. W. Tarrant;

On the Account of Dr. Wm. M. Burt;

On the Petition of Dr. A. McLeod; and,

On the Petition of Dr. L. C. Duncan; which were severally ordered for consideration to-morrow.

Mr. SHINGLER, from the Committee on Grievances, made a Report on the Petitions of sundry citizens of Edgefield, Sumter, Barnwell, Richland, Lexington and Charleston Districts; and also, on the presentment of the Grand Jury of Richland District, praying that an expression of public opinion may be ascertained at the ballot box, as to the propriety of retailing spirituou liquors; which was ordered for consideration to-morrow.

Mr. SIMONS, from the Committee on the Judiciary, to whom was referred the Petition of the heirs of Edward J. Pringle, praying that certain property liable to escheat may be vested in them, reported A Bill to vest the title of the State in the real estate of Edward Jenkins, deceased, in Robert Pringle, Elizabeth Smith, William Bull Pringle, Emma Alston and Julius Izard Pringle; which was read the first time, and ordered to be read the second time to morrow.

Mr. TILLINGHAST, from the Committee on the Judiciary, made a Re-

port on A Bill, from the Senate, to extend the duration of an Act authorizing the formation of limited partnerships; which was ordered for consideration to-morrow.

Mr. PHILLIPS, from the Committee on the Judiciary, made a Report on A Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice law; which was ordered for consideration to-morrow.

Mr. TOWNES obtained leave to withdraw the Petition of Milly Ward.

Mr. SULLIVAN, from the Committee on the Judiciary, to whom was referred the Petition of Elizabeth Montgomery, in relation to an escheat, reported A Bill to vest the title of the State in certain property liable to escheat, in Elizabeth Montgomery and Margaret Elizabeth Montgomery; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HUNT, from the Commmittee on the Judiciary, made a Report on A Bill to give jurisdiction to Magistrates for the trial of trespasses on personal property, where the damages do not exceed twenty dollars; which was ordered for consideration to-morrow.

Mr. HUNT, from the same Committee, made Reports,

On the communication of J. S. G. Richardson, State Reporter, together with a volume of Law Reports; and,

On the presentment of the Grand Jury of Kershaw District, recommending that aged Jurors be exempt from that duty; which were severally, ordered for consideration to-morrow.

Mr. HUNT presented the account of the Surveyor General, for transcribing Books, and arranging papers in his office;

Also, the Report of the Secretary of State, on the indexes of the offices in Columbia and Charleston; which were referred to the Committee charged with the capitol and its grounds.

Pursuant to notice, and by leave of the House, Mr. HOLLAND introduced a Bill to restore mileage to Jurors, and to equalize their compensation according to their respective residences; which was read the first time, and ordered to be read the second time to-morrow.

The following Message was received from the Senate, and on motion of Mr. TORRE was ordered to *lie on the table:*

IN THE SENATE, DECEMBER 3d, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Special Committee of your House, on that part of the Governor's Message which announced the resignation by the Hon. GEORGE McDUFFIE of his seat in the United States Senate, and the resolutions of the Senate on the same subject, by striking out all the words after the word "Whereas," and insert the follow-

ing: "the Hon. GEORGE McDUFFIE has signified his desire, in consequence of impaired health, to be relieved from the service of the State, a service of twenty-five years duration, in which he has been distinguished for courage and ability, in all the high trusts which have been confided to him; and whereas, it is a fit and proper occasion for the State to express its high consideration for her eminent son,

Be it therefore *Resolved*, That the letter of the Hon. GEORGE McDUFFIE, a Senator from South Carolina in the Congress of the United States, tendering his ressgnation, is received with the most profound regret.

Resolved, That the long and efficient services of this well-tried and faithful public officer, will ever be appreciated and held in grateful recollection by the people he has so ably served.

Resolved, That the Legislature, in parting with his services, tenders him every hope of a speedy restoration to health, and its best wishes for his recovery and happiness. By order of the Senate,

ANGUS PATTERSON, *President.*

Pursuant to notice, and by leave of the House, Mr. YANCEY introduced A Bill the better to regulate and test the claims of third persons not parties to an execution, which shall be levied by Sheriff or Coroner, on property either real or personal, claimed by such persons; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. WRIGHT,

Resolved, That it be referred to the Committee on the Military to enquire and report the whole amount of expenses incurred by the State, by reason of Brigade Encampments, since their first establishment till the present time, for tents, transportation, music, and every other source of expenditure.

Pursuant to notice, and by leave of the House, Mr. PORTER introduced A Bill to amend an Act, entitled "An Act to incorporate the Belvidere Manufacturing Company in the State of South Carolina," which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. MEMMINGER introduced A Bill to re-organize the Courts of Chancery and Ordinary of this State; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. TORRE,

Resolved, That it be referred to the Committee on the Judiciary to enquire and report upon the expediency of prohibiting practitioners in the Courts of Law and Equity of this State from becoming securities upon the official bonds of District officers.

Pursuant to notice, and by leave of the House, Mr. ZIMMERMAN introduced A Bill to alter the law in relation to the election of Tax Collectors by the people; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. B. Y. MARTIN introduced A Bill providing for appointing the Electors of President and Vice President of the United States by the people of South Carolina, and for changing the making such appointment, in conformity with the Act of Congress on this subject, approved 2d of January, 1845; which was read the first time, and ordered to be read the second time to-morrow.

Mr. WALKER, from the Committee on District Offices and Officers, to whom was referred the Memorial of sundry citizens of St. Phillip's and St. Michael's, in relation to the Election of Tax Collectors, reported a Bill prescribing the mode of electing Tax Collectors, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

Mr. DESAUSSURE presented the Report of the Commissioners appointed to supervise certain work to be done, in relation to the records in the offices of the Secretary of State, and Surveyor General; which was referred to the Special Joint Committee, charged with the Capitol and its grounds.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to alter and amend the law in relation to granting licenses to retail spiritous liquors, or to keep tavern, was read the second time.

Mr. JOEL SMITH moved to amend the Bill by striking out the following clause:

"That each retailer of spiritous liquors, or tavern keeper, who may take a license, either to retail spiritous liquors, or to keep tavern, as the case may be, shall be at liberty to retail in any quantity."

Which was recided in the negative.

YEAS.....23.

NAYS.....80.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Bedon,	Messrs. Horlbeck,	Messrs. A. R. Taylor,
Benbow,	McCutchen,	Torre,
Calhoun,	Northrop,	Townes,
Chandler,	Porter,	Vinson,
Cooper,	Pressly,	J. D. Wilson,
DeSaussure,	Read,	Witherspoon,

Gary,	Joel Smith,	Zimmerman.
Geiger,	Swygert,	

Those who voted in the negative are,

Hon. William F. Colcock, Speaker,

Messrs. Aiken,	Messrs. Harley,	Messrs. Palmer,
Alexander,	Harllee,	Phillips,
Allen,	Harrington,	Pope,
Alston,	Harrison,	T. W. Porcher,
Atkinson,	Holland,	W. M. Porcher,
Blakeney,	Holmes,	Pringle,
Boyce,	Huger,	Rice,
Boykin,	Hunt,	Richardson,
Broyles,	Jamison,	Rodgers,
Bull,	Johnson,	Shingler,
Carew,	Jones,	Simkins,
Carn,	Kennedy,	Simons,
Cooner,	Lucas,	E. P. Smith,
Crawford,	McCaw,	Sloan,
P. E. Duncan,	McLure,	Springs,
A. H. Dunkin,	A. M. Martin	Summer,
DuPre,	B. Y. Martin,	D. S. Taylor,
Evans,	Middleton,	Tillinghast,
Fernandes;	Miller,	Waldo,
Foster,	Mitchell,	Walker,
Geddes,	Moseley,	Ware,
Gibbs,	Murrell,	C. Williams,
Giles,	Orr,	G. W. Williams,
Gist,	Oswald,	J. J. Wilson,
Griffin,	Otterson,	Wright,
Hall,	Owens,	Yancey.
Hardee,		

The Bill was then ordered to be sent to the Senate.

A Bill to amend an act to Incorporate the American and German, Trading and Insurance Company, was read the second time, and after discussion thereon, the debate was adjourned, on motion of Mr. RICHARDSON, to 1 o'clock, P. M. to-morrow.

The following Bills were read by their titles, and referred:

A Bill, from the Senate, to alter and amend the Law concerning the custody and care of derelict estates by the ordinary:

A Bill, from the Senate, to amend an act, entitled "An Act to amend the

Act of 1788, commonly called the Prison Bounds Act, passed 19th December, 1833; and

A Bill to extend the jurisdiction of Magistrates in the town of Hamburg, in cases of foreign attachment, were referred to the Committee on the Judiciary.

A Bill to amend the Law in relation to Magistrates and Constables, was referred to the Committee on District Offices and Officers; and

A Bill to define the terms upon which Rail Road Companies shall hereafter be incorporated, was referred to the Committee on Incorporations.

On motion of Mr. CARN, Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M., to-morrow, and on his motion, the House adjourned at 5 minutes past 4 o'clock, P. M.

FRIDAY, DECEMBER 4, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The following additional member attended, was sworn, and took his seat:

From Chesterfield—Mr. WILLIAM HOUGH.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 3d, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go into an election to-morrow, immediately after the ballot for an United States Senator, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE, for an United States Senator, to serve six years from the fourth day of March next.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred and an answer was returned.

Mr. TRADEWELL, who was absent yesterday when the vote was taken, to strike out the second section in "a Bill to alter and amend the law, in relation to granting licenses to retail spiritous liquors," was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered aye.

On motion of Mr. TORRE, the message received yesterday from the Senate, proposing to amend the Report of the special Committee of this House, on the resignation of the Hon. GEORGE McDUFFIE, was *taken up*, and,

On motion of Mr. TRADEWELL, leave was granted to the Senate to make the amendment proposed, and an answer was returned accordingly.

The Senate returned to this House, with their concurrence, the Report of the Committee of Ways and Means, on the Petition of Ann Robson, and others, and the Report of the Special Joint Committee, on the contingent accounts of his Excellency, Governor AIKEN.

The Senate sent to this House for concurrence,

The Reports of the Committee on Claims and Grievances of the Senate,

On the account of William M. Sutton, for services rendered as a guard;

On the account of the Steam Saw Mill of Charleston;

On the account of Thomas N. Pettus, for services rendered as a guard;

On the Petition of W. J. Clausen, administrator of Stephen Pettus, praying compensation for a slave executed; and,

On the account of Allen & Kerr for printing; which were severally referred to the Committee on Claims of this House.

The Senate sent to this House the following Bills, which were read the first time and ordered to be read the second time to-morrow:

A Bill to alter and amend so much of the act to regulate the office of Comptroller General, ratified on 17th December, 1834, as relates to contingent Accounts; and,

A Bill to incorporate the Greenville Manufacturing Company.

Mr. BLAKENEY presented the Petition of citizens of Cheraw, praying that the charter of the Town may be so amended as to define more particularly the limits of said town, and for other purposes;

Also, the Petition of certain citizens of Cheraw, praying a repeal of the Law, authorizing the town council to tax real estate, or so to amend the charter as to allow all owners of real estate to vote for the Intendant and Wardens; and,

Also, the counter Petition of certain citizens of the town of Cheraw, against repealing the Law authorizing the town council to tax real estate, also against amending the charter so as to allow non-resident owners of real estate to vote for Intendant and Wardens; which were severally referred to the Committee on Incorporations.

Mr. HOLLAND presented the Petition of sundry citizens of Edgefield, praying the establishment of a new election ground; which was referred to the Committee on Privileges and Elections.

Mr. TILLINGHAST presented the account of Edward Mulligan, Sheriff of Beaufort District, for articles furnished the jail; which was referred to the Committee on Claims.

Mr. BOYKIN presented the Petition of W. A. Ancrum, praying to be re-

funded a tax twice paid, for the last seven years: which was referred to the Committee of Ways and Means.

Mr. BENBOW presented the Petition of sundry citizens of Sumter District, praying the alteration of the law in certain cases; which was referred to the Committee on the Judiciary.

Mr. FOSTER presented the account of Z. D. Cottrell for printing; which was referred to the Committee on Claims.

The Senate then attended and joined the House in a ballot for United States Senator, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE, and immediately after in a ballot for a United States Senator from the 4th March, 1847.

Mr. HOLLAND presented the account of H. Boulware, Sheriff, praying compensation for services rendered the State: which was referred to the Committee on Claims.

Mr. BENBOW presented the Petition of Mary Hodges, praying to be paid her pension through her attorney: which was referred to the Committee on Pensions.

Mr. MEMMINGER presented the Petition of the Ladies' Charity School, for a renewal of charter of incorporation: which was referred to the Committee on Incorporations.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On a Bill to incorporate the Metropolitan Rail Road Company: and,

On the Petition of George Lorick, praying liberty to turn a boat sluice: which were severally ordered for consideration to-morrow.

Mr. WRIGHT, from the Committee on Public Buildings, made a Report on the Presentment of the Grand Jury of Marlborough District, Fall Term, 1846; in relation to the condition of the Court House of Marlborough District; which was ordered for consideration to-morrow,

Mr. GARY, from the Medical Committee, made Reports,

On the Petition of Dr. John G. Williams;

On the Petition of Dr. J. W. Tarrant;

On the Petition of Dr. Ira Scott; and

On the Account of Dr. John H. Boatwright; which were severally ordered for consideration to-morrow.

Mr. W. MAZYCK PORCHER, from the Committee appointed to count the ballots cast for United States Senator, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE, reported that no candidate had received a majority, and that, consequently, there is no election.

On motion of Mr. PHILLIPS, a Message was ordered to be sent to the

Senate, proposing to go forthwith into a second ballot for United States Senator, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE.

Mr. DAVIE, from the Committee on Privileges and Elections, made a Report on a Bill to provide for the Election of Electors of President and Vice President by the Legislature; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Petition of James C. Brown;

On the Report of the Committee on Finance and Banks, of the Senate, on the Petition of Nash Roach;

On the Petition of the Intendant and Wardens of the Town of Columbia, praying an appropriation for the Transient Poor;

On the Petition of Isaac H. Coleman;

On the Petition of J. B. Cosnahan; and

On the Memorial of the Charleston College; which were severally ordered for consideration to-morrow.

On motion of Mr. MEMMINGER, the Committee of Ways and Means was discharged from the further consideration of the Report of the Committee on Finance and Banks, of the Senate, on the Report of the Commissioners of the Poor of the City of Charleston; and the same was ordered to *lie on the Table.*

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of the Charleston Mercury, for advertising notice of the General Election, and notice of Tax Collector's Election;

On the Account of A. G. Summer;

On the Account of the Charleston Courier;

On the Reports of the Committee on Claims and Grievances, of the Senate, on the Account of the Charleston Mercury, for advertising the Presentment of the Grand Jury of Barnwell District;

On the Report of the same Committee, on the Petition of J. E. Walker; and

On the Report of the same Committee, on the Account of the Charleston Mercury, for advertising Bank Statements; which were severally ordered for consideration to-morrow.

Mr. READ, from the Committee on Colored Population, made a Report, on a Bill to amend the sixth section of an Act entitled "An Act for the better regulation and government of Free Negroes and persons of Color, and for other purposes," ratified on the 23d December, 1822; which was ordered for consideration to-morrow.

Mr. NORTHROP presented the Report of the Attorney General on the debt due to the Ludlam School Fund; which was referred to the Committee on Education.

Mr. PORTER submitted the following Resolution; which was ordered for consideration to-morrow:

Resolved, That the Governor be requested to appoint an Agent, who shall proceed to Washington, and prosecute the claims of this State against the General Government, as set forth in the special Report of the Comptroller General, for advances made in the late war with Great Britain, and for payments made from our Treasury, to the Volunteers from this State, who were in the service of the United States in the Florida war, and that he be authorized to fix a reasonable compensation for the services of such Agent.

On motion of Mr. YANCEY,

Resolved, That the Judiciary Committee be instructed to enquire into and report upon the expediency of passing some Law to enable sureties, after judgment, to require Plaintiffs in execution to have their executions levied forthwith upon the personal property of parties, principal defendant in said executions—whether the said execution be joint, or there be executions against them severally, and to require the property of parties principal defendant in executions to be first exhausted before the property of such sureties should be sold, and if expedient to report a Bill to that effect.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 4, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go forthwith into another ballot for an United States Senator to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE,

By order of the Senate,

ANGUS PATTERSON, *President*.

Mr. HARRINGTON gave notice, that he will ask leave on Monday next, to introduce A Bill to abolish all laws relative to Brigade Encampments.

Mr. PRESSLY, from the Committee appointed to count the ballots cast for United States Senator, for six years from the fourth day of March next, reported that the Hon. JOHN C. CALHOUN, received 132 votes, Scattering 2. Whereupon the SPEAKER announced that the Hon. JOHN C. CALHOUN, is elected Senator, in the Congress of the United States, for six years from the fourth day of March next.

The Senate then attended, and joined the House in a second ballot for

Senator in the Congress of the United States, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE.

Mr. MEMMINGER, from the Committee of Ways and Means, made a Report,

On the Report of the Comptroller General, on advances made by South Carolina, in the late war with Great Britain, and on payments to the Volunteers in the Seminole war; which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. CANTEY, introduced a Bill to incorporate the DeKalb Manufacturing Company, and for other purposes; which was read the first time, and ordered to be read the second time to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS,

And resumed the debate on A Bill to amend an act to incorporate the American and German Trading and Insurance Company, and after some time spent in the discussion thereof, the Bill was amended, and read the second time, and on the question being put, Shall his Bill be sent to the Senate? Tellers were called for, and the House divided.

The SPEAKER appointed Messrs. PORTER, CALHOUN, BENBOW and WITHERSPOON to count the House. The Tellers reported 53 in the affirmative, and 48 in the negative. So the Bill was ordered to be sent to the Senate.

Mr. RICE, from the Committee appointed to count the votes given on the second ballot for United States Senator, to fill the vacancy occasioned by the resignation of Hon. GEORGE McDUFFIE, reported that no candidate had received a majority, and that consequently there is no election.

On motion of Mr. TRADEWELL, a Message was ordered to be sent to the Senate, proposing to go into another ballot for a Senator in the Congress of the United States, to which the following answer was returned:

IN THE SENATE, DECEMBER 4, 1846.

Mr. Speaker and Gentlemen:

Senate concur in the proposal of your House to go forthwith into another ballot for an United States Senator, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE.

By order of the Senate.

ANGUS PATTERSON, *President.*

The General Orders were resumed, and the House proceeded to the consideration of the Report of the Committee on the Judiciary, on A Bill to

exempt certain articles from levy and sale, recommending that said Bill do not pass. The Bill was read the second time, and the question being put Will the House agree to the Report? It passed in the affirmative, and the Bill was consequently rejected.

The Senate then attended and joined the House in a third ballot for a Senator in the Congress of the United States.

A Bill to increase the Free School Fund, was *taken up* for a second reading, together with the Report of the Committee on Education thereon.

On motion of Mr. NORTHROP, the Bill was ordered to *lie on the table.*

Mr. SEABROOK, from the Committee appointed to count the votes given for Senator in the Congress of the United States, on the third ballot, reported, that no candidate had received a majority, and that consequently, there is no election.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 4, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a fourth ballot for a United States Senator, to fill the vacancy occasioned by the resignation of the Honorable GEORGE McDUFFIE.

By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

The Senate then attended, and joined the House in a fourth ballot for a Senator in the Congress of the United States.

The General Orders were then resumed, and the following unfavorable Reports were considered and agreed to:

Reports of the Committee on Roads, Bridges and Ferries,

On the Petition of sundry citizens of Spartanburg District, praying that a certain Road may be re-opened and made public;

On the Petition of sundry citizens of Anderson District, praying that a public Road in said District be closed;

On the Petition of sundry citizens of Kershaw District, praying that John R. Shaw be appointed a Commissioner of Roads; and

On the Petition of John M. Phillips, praying that a Road in Christ Church Parish be not granted.

On motion of Mr. PHILLIPS,

Ordered, That when this House adjourns, it shall be adjourned to meet at 12 o'clock, M. to-morrow, and on his motion, the House adjourned at 15 minutes past 4 o'clock, P. M.

SATURDAY, DECEMBER 5, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. PORTER presented the account of the Carleston Courier, for publishing presentment of the Grand Jury of Barnwell District; which was referred to the Committee on Claims.

Mr. HOLMES presented the Return of the Commissioners of Free Schools for Edgefield District, for the year 1846; and,

Mr. MIDDLETON presented the Return of the Commissioners of Free Schools, for Prince George, Winyaw, for 1846; which were severally referred to the Committee on Education.

Mr. DU PRE presented the counter Petition of A. J. White and others, praying that the Charter of the town of Mount Pleasant be not amended; which was referred to the Committee on Incorporations.

Mr. ATKINSON presented the account of E. Waterman for advertising election notice; which was referred to the Committee on Claims.

Mr. ISAAC D. WILSON presented the Petition of citizens of Darlington District, praying for the establishment of an additional place of election; which was referred to the Committee on Privileges and Elections.

Mr. PALMER presented the Petition of Dr. William B. Peake, praying compensation for a *post mortem* examination; which was referred to the Medical Committee;

Also, the Petition of the Intendant and Wardens of the Village of Winnsboro,' praying for a re-charter; which was referred to the Committee on Incorporations.

Mr. WARE presented the Petition of J. W. Hodges and William Fuller, praying payment of an account against the State; and,

Mr. PHILLIPS presented the accounts of Martin E. Munro, Editor of the Southern Patriot, against the State; which were severally referred to the Committee on Claims.

Mr. WRIGHT, from the Committee on Public Buildings, made a report on the Petition of Dr. Waring, for the further security of the Guard House Arsenal, in the city of Charleston; which was ordered for consideration on Monday next.

Mr. SIMONS, from the Committee appointed to count the votes given, on the fourth ballot, for a Senator in the Congress of the United States, reported, that A. P. BUTLER received eighty-five votes, which is a majority: Whereupon, the SPEAKER announced that A. P. BUTLER is duly elected a Senator in the

Congress of the United States, to fill the vacancy occasioned by the resignation of the Hon. GEORGE McDUFFIE.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report,

On the Petition of Benjamin and Jesse Maybin, praying for a re-charter of their Bridge over Enoree River; which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report,

On the Petition of sundry citizens of Union and Spartanburg, praying that the navigation of Pacolet River, from Grindal's shoals, may be left unobstructed; which was ordered for consideration on Monday next.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was referred A Bill to abolish the office of Superintendent of Public Works, and a resolution of enquiry as to the expediency of abolishing the office of Superintendent of Public Works, made a Report, which was ordered for consideration on Monday next; and he also reported,

A Bill concerning the office of Superintendent of Public Works; which was read the first time, and ordered to be read the second time on Monday next.

The SPEAKER laid before the House, the following communication:

COLUMBIA, DECEMBER 5, 1846.

To the Hon. the Speaker of the House of Representatives,

SIR: Having served the State for many years in the various departments of the Judiciary, and lately in that of Chancellor, I beg leave through you, to tender to the House of Representatives, most respectfully, my resignation of that office.

I am, with great consideration and respect,
your humble servant,
DAVID JOHNSON.

Which on motion of Mr. MEMMINGER, was ordered *to lie on the Table.*

Mr. JAMISON, from the Committee on the Military, made a report on A Bill to amend the law in relation to the contested elections of Major Generals and Brigadier Generals of the Militia of this State; which was ordered for consideration on Monday next; and also reported,

A Bill to alter and amend the law in relation to the election of Major General and Brigadier General of the Militia of this State; which was read the first time, and ordered to be read the second time on Monday next.

Mr. JAMISON, from the Committee, to whom was referred the report

of the Board of Commissioners appointed to survey and locate certain lands on Sullivan's Island, James Island and Shute's Folly Island, already granted by this State to the United States, reported A Bill to convey to the United States certain lands on Sullivan's Island, James Island and Shute's Folly Island; which was read the first time and ordered to be read the second time on Monday next.

Mr. READ, from the Committee on Colored Population made reports,

On the presentment of the Grand Jury of Spartanburg district, Fall Term, 1846, in relation to owners of slaves giving permits, and,

On the Petition of sundry citizens of Newberry District, praying that the children of free persons of color may be bound out by the Commissioners of the Poor; which were severally ordered for consideration on Monday next.

Mr. BULL, from the Committee on Agriculture, made a report on so much of the Governor's Message as relates to the Geological survey; which was ordered for consideration on Monday next.

Mr. CARN submitted the following resolution, which was ordered for consideration on Monday next.

Resolved, That this General Assembly will adjourn on Friday, the 18th inst., *sine die*.

On motion of Mr. WRIGHT,

Resolved, That it be referred to the Committee on Education, to enquire and report on the propriety and expediency of distributing the Free School fund, according to the free white population of the State.

Mr. TOWNES gave notice, that he will ask leave on Monday next, to introduce A Bill to require all confessions of Judgment to be entered up in the district where the defendant usually resides.

GENERAL ORDERS.

The following Bills were read by their titles, and referred:

A Bill from the Senate to incorporate the Wilmington and Manchester Rail Road Company, was referred to the Committee on Internal Improvements.

A Bill to restore mileage to jurors, and to equalize their compensation according to their respective residences;

A Bill the better to regulate and test the claims of third persons, not parties to an execution, which shall be levied by Sheriff or Coroner, on property, either real or personal, claimed by such persons, and,

A Bill to re-organize the Courts of Chancery and Ordinary in this State: were referred to the Committee on the Judiciary.

A Bill to amend an Act entitled "An Act to incorporate the Belvidere Manufacturing Company, in the State of South Carolina;"

A Bill from the Senate, to incorporate the Greenville Manufacturing Company, and,

A Bill to incorporate the DeKalb Manufacturing Company, and for other purposes; were referred to the Committee on Incoporations.

A Bill to alter the law in relation to the election of Tax Collectors by the people; and,

A Bill from the Senate, to alter and amend so much of the Act to regulate the office of Comptroller General, ratified on 17th December, 1834, as relates to contingent accounts; were referred to the Committee of Ways and Means.

A Bill providing for appointing the Electors of President and Vice President of the United States by the people of South Carolina, and for changing the time of making such appointment, in conformity with the Act of Congress on this subject, approved 2d January, 1845, was referred to the Committee on Privileges and Elections.

The House agreed to an unfavorable Report of the Committee on Pensions, on the Petition of Nancy Chapman.

On motion of Mr. ORR, the Report of the Committee on Pensions, on the Petition of Abarilla Wilbanks, was re-committed to the same Committee.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Petition of W. W. Purse, and,

On the Account of P. M. Johnson.

And the Reports of the Committee of Ways and Means,

On the Memorial of the Hibernian Society, praying exemption from taxation of certain real estate; and,

On the Memorial of the Medical Society, with a similar prayer.

A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-six, was read the second time, and ordered to be sent to the Senate.

The Report of the Committee of Ways and Means, on the Memorial of the Faculty of the Medical College of South Carolina, praying aid, was, on motion of Mr. ORR, ordered to *lie on the table*, and ordered to be printed.

The following Report was called for consideration:

The Committe on Education, to whom was referred so much of the annual Message of his Excellency the Governor, as refers to the appropriation of a small sum—in the shape of a subscription—to be made to assist Professor

Holbrook in putting his work on Ichthyology to press, and laying it before the public, respectfully report, that they have considered the same. The Committee entirely concur with his Excellency, in believing that "such a work deserves to be placed in the library of the State, as a testimonial of the talent and energy of one of its most scientific citizens." The well known reputation of the distinguished Professor, as a gentleman of scientific attainments, is a sufficient assurance of the value of his labors; and there are few subjects more worthy the patronage and encouragement of an enlightened Legislature than the promotion of science.

The publication of works on Natural History, always requires extraordinary expenditure in their preparation, as their value depends on the accuracy of delineation and precision of description.

The arts of drawing and engraving are necessarily enlisted, and much outlay is indispensable to the attainment of perfection. Such works are therefore too often beyond the means of private individuals, and the practice of this State has been to advance such enterprizes by liberal assistance. The fostering care of the public may reasonably be anticipated in such cases, and is worthy of the dignity and enlightenment of the people of this State.

Your Committee therefore respectfully submit that the recommendation of the Governor be adopted, and that the sum of five hundred dollars be appropriated as a subscription to the work of Professor Holbrook, and that the sum shall be at the disposal of the Governor, whenever he shall be satisfied that the said work will be published, and shall be expended in the purchase of copies thereof, which shall be at the disposition of the Legislature.

The question being put, Will the House agree to the Report? it was decided in the negative.

YEAS.....36.
NAYS.....63.

The yeas and nays were requested, and are as follows;

Those who voted in the affirmative are.

Hon. W. F. COLCOCK, Speaker,

Messrs. Atkinson,	Messrs. Johson,	Messrs. Pringle,
Bull,	Kennedy,	Rice,
Carew,	Memminger,	Richardson,
Cooper,	Middleton,	Simons,
DeSaussure,	Mitchell,	A. R. Taylor,
A. H. Dunkin,	Northrop,	Tillinghast,
DuPre,	Oswald,	Torre,
Gillison,	Phillips,	Walker,
Harleston,	T. W. Porcher,	I. D. Wilson,

Huger,	W. M. Porcher,	J. J. Wilson,
Hunt,	Porter,	Zimmerman,
Jamison	Poyas,	

Those who voted in the negative are,

Messrs. Aiken,	Messrs. Griffin,	Messrs. Rogers,
Alexander,	Hall,	Seabrook,
Allen,	Hardee,	E. P. Smith,
Bedon,	J. J. Harley,	Joel Smith,
Benbow,	W. W. Harllee,	Sloan,
Blakeney,	Harrington,	Springs,
Boyce,	Harrison,	Summer,
Boykin,	Holland,	Swygert,
Boyle,	Holmes,	D. S. Taylor,
Broyles,	Jones,	Thomson,
Calhoun,	McCaw,	Towles,
Chandler,	McCully,	Townes,
Cooner,	McCutchen,	Tradewell,
Davie,	A. M. Martin,	Vinson,
P. E. Duncan,	B. Y. Martin,	Waldo,
Evans,	Miller,	Wallace,
Fernandes,	Moseley,	C. Williams,
Foster,	Murrell,	G. W. Williams,
Gary,	Pope,	Ware,
Gibbs,	Pressly,	Witherspoon,
Giles,	Pye,	Wright.

A Bill to vest the title of the State, in the real estate of John Rehpenn, in John J. Jessen, was read the second time, and ordered to be sent to the Senate.

A Resolution, submitted on the 2d inst. by Mr. PORTER, prescribing the terms upon which escheats shall be released, was agreed to, and ordered to be sent to the Senate for concurrence.

A Resolution, submitted by Mr. SEABROOK on the 2d inst., directing the Committee on Roads, Bridges and Ferries, to enquire and report on the expediency of amending the road laws, in the computation of distance, was agreed to.

The following Message was received from His Excellency the Governor, and read by his private Secretary, BEAUFORT T. WATTS, Esq., and ordered to *lie on the table*:

EXECUTIVE DEPARTMENT, COLUMBIA, DECEMBER 5, 1846.

Gentlemen of the Senate, and of the House of Representatives.

I have no further communication to make to the Legislature.

WILLIAM AIKEN.

The Report of the Committee on the Military, on the communication of Professor Ellet, proposing to disclose a cheaper process for the manufacture of explosive cotton, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The following unfavorable Reports were considered and agreed to:

Reports of the Committee on the Military,

On the Petition of sundry citizens of Pickens District, praying the restoration of the Sutler's law;

On the Petition of sundry citizens of Edgefield, praying an Act to authorize the formation of a Light Infantry Company; and,

On the Petition of Phoenix, Axe, Hook and Ladder Company, praying to be exempt from militia duty.

Report of the Committee on Incorporations,

On the Petition of sundry Ladies of St. Peter's Parish, praying for a charter of incorporation.

The General Orders were suspended.

On motion of Mr. CAREW,

Resolved, That a Committee of three be appointed on the part of this House to investigate the condition of the Bank of the State, and a similar Committee for each of the Branches of said Bank, and that a message be sent to the Senate, proposing to that body to nominate Committees for the same purpose, in conformity with the provisions of the Act of 1824.

The SPEAKER appointed the following gentlemen of the Committees on the part of this House:

For the Principal Bank at Charleston, Messrs. CAREW, JAMISON and READ.

For the Branch at Columbia, Messrs. YANCEY, A. R. TAYLOR and BOYCE.

For the Branch at Camden, Messrs. I. D. WILSON, BOYKIN and CHANDLER.

And a message was sent to the Senate, proposing the appointment of similar Committees on the part of the Senate to join the Committees of this House.

The SPEAKER laid before the House the Report of Comptroller General, respecting the default of the Branch of the Bank of the State, at Camden, to make monthly returns to the Comptroller General, together with a correspondence between the Comptroller General and the President of the Bank

and Solicitor of the Middle Circuit, on said default; which Report and correspondence were referred to the Committee of Ways and Means.

The General Orders were resumed.

On motion of Mr. WRIGHT, the Report of the Committee on the Military, on the presentment of the Grand Jury of Charleston District, relating to Brigade Encampments, was ordered to *lie on the table.*

The following unfavorable Reports were considered and agreed to:

Report of the Committee on Incorporations, on the Petition of the Members of Bethabara Church, for incorporation, and on the counter Petition of citizens of Laurens.

Reports of the Committee on Claims,

On the Petition of Jacob Stevens;

On the Account of Dr. R. E. Wylie, and,

On the Account of W. M. Watson.

Report of the Committee on Grievances, on the Petitions of citizens of Edgefield, Sumter, Barnwell, Richland, Lexington and Charleston, and on the Presentment of the Grand Jury of Richland, recommending that public opinion may be ascertained on retailing, at the ballot box.

Report of the Committee on the Judiciary, on the Presentment of the Grand Jury of Kershaw, requesting that aged persons may be exempt from Jury duty.

Report of the Committee on Internal Improvements, on the Petition of George Lorick, and,

The Report of the Committee on Public Buildings, on the Presentment of the Grand Jury of Marlboro' on the condition of the Court House.

Mr. HOLLAND obtained leave to withdraw the Petition of citizens of Edgefield, praying the formation of a Light Infantry Company.

Mr. JOEL SMITH obtained leave to withdraw the Petition of the Members of Bethabara Church, and,

Mr. SWYGERT obtained leave to withdraw the Petition of George Lorick.

The following Reports were ordered *to lie on the table:*

Reports of the Committee on Claims,

On the Petition of W. W. Purse, for additional compensation for work done on the Senate and Representatives Halls, and,

On the Report of the Committee on Claims and Grievances of the Senate, on the Petition of Harmony Lodge, No 17, of Barnwell.

The House concurred in, and ordered to be returned to the Senate, the Report of the Committee on Claims and Grievances on the Petition of Henry Gerrald.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on Claims,
On the Petition of Henry Hancock.
Reports of the Medical Committee,
On the Petition of Dr. J. E. Bignon;
On the Petition of Dr. J. W. Tarrant;
On the Account of Dr. W. M. Burt;
On the Petition of Dr. A. McLeod;
On the Petition of Dr. L. C. Duncan;
On the Petition of Dr. John G. Williams;
On the Petition of Dr. J. W. Tarrant;
On the Petition of Dr. Ira Scott, and,
On the Account of Dr. John H. Boatwright.
Report of the Committee of Ways and Means,
On the Petition of James C. Brown; also,
Report of the Committee on the Judiciary,
On the Communication of J. S. G. Richardson, State Reporter.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to vest the title of the State, in the real Estate of Edward Jenkins, deceased, in Robert Pringle, Elizabeth Smith, William Bull Pringle, Emma Alston and Julius Izard Pringle, and,

A Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law.

A Bill from the Senate, to extend the duration of an act authorizing the formation of limited partnerships, was read the second time and ordered to be returned.

The House then proceeded to the consideration of the Report of the Committee on the Judiciary, on a Bill to give jurisdiction to Magistrates for trial of tresspasses on personal property, where the damages do not exceed twenty dollars, and on the Petition of citizens of Pickens on the same subject.

The Bill was read the second time, and the question being put, Will the House agree to the Report, which recommended that said Bill do not pass, it was decided in the affirmative, and the Bill was consequently rejected.

The General Orders were suspended, and,

Mr. SIMMONS submitted the following Preamble and Resolutions; which were ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence:

The General Assembly of South Carolina receive the resignation of the

Honorable Chancellor DAVID JOHNSON, with deep and unaffected feeling; his long public service; his great ability and learning, added to his high moral dignity and worth, have contributed to advance the prosperity and character of the State, and it is with the highest gratification that the General Assembly, express the estimate in which he is held.

Be it therefore Resolved, That upon the retirement of the Honorable Chancellor DAVID JOHNSON from the Judiciary of South Carolina, he carries with him the unfeigned regard, respect and admiration of the whole State, as well for his distinguished public services, as for his great ability and learning, and elevated dignity and moral worth.

Resolved, That the General Assembly, impressed with these views and feelings, tender to the Honorable Chancellor, their best hope that the enjoyments of the leisure of his age, may be commensurate with the success which has uniformly crowned the labors of his life.

The General Orders were resumed, and,

The unfavorable Report of the Committee of Ways and Means on the Petition of the Intendant and Wardens of Columbia, praying an appropriation for the Transient Poor, was considered and agreed to.

The following reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee of Ways and Means,

On the Petition of Isaac H. Coleman, and,

On the Petition of J. B. Cosnahan.

The General Orders were suspended, and,

Mr. HUNT presented the Petition of Thomas L. Senross and wife, representatives of the late John Pintard, praying payment of certain certificates of debt of the State; which was referred to the Committee of Ways and Means.

The General Orders were resumed:

The Report of the Committee of Ways and Means,

On the Memorial of the Trustees of the Charleston College, praying aid, was called for consideration, and,

On motion of Mr. MEMMINGER, the report was recommitted to the same Committee, with instructions to report a plan for aiding the Institution.

The House concurred in, and returned to the Senate,

The Report of the Committee on Finance and Banks of the Senate, on the Petition of Nash Roach, praying to be refunded an over tax.

On motion of Mr. CARN, ordered,

That when this House adjourns, it shall be adjourned to meet at half past 9 o'clock, A. M. on Monday next.

The Senate returned to this House with their concurrence,

The Report of the Special Committee, on the letter of resignation of the Hon. GEORGE McDUFFIE, a Senator in the Congress of the United States, and,

The Report of the Special Committee, charged with making arrangements for the Commencement of the South Carolina College.

Mr. CANTEY presented the Account of A. J. Belden, Constable, for services rendered, which was referred to the Committee on Accounts.

On motion of Mr. MIDDLETON, the House adjourned at 4 o'clock, P. M.

MONDAY, DECEMBER 7, 1846.

At the Hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal, of Saturday's proceedings was read.

On motion of Mr. CARN, the House then joined the procession, and attended the Commencement of the South Carolina College.

The SPEAKER resumed the Chair.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to increase the jurisdiction of the Ordinary in the appointment of Guardians; and,

A Bill to alter the law in relation to Magistrates' executions, and the duty of Sheriffs as to executions in their office.

Mr. GIBBS presented the return of the Commissioners of Free Schools for Union District, for the year 1846; which was referred to the Committee on Education.

On motion of Mr. CRAWFORD,

Resolved, That the Reading Clerk be instructed to cause the list of Members of this House, with their respective Post Offices to be printed, and that before doing so, he apply to each Member for accurate information as to the Post Office nearest his usual place of residence.

Mr. MEMMINGER, from the Committee of Ways and Means, introduced A Bill to make appropriations for the year commencing in October, one thousand eight hundred and forty-six; which was read the first time, and ordered to be read the second time to-morrow.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 7, 1846.

Mr. Speaker, and Gentlemen:

Senate proposes to your House to go into an election, to-morrow at 1 o'clock, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor DAVID JOHNSON. By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

Mr. DAVIE, from the Committee on Privileges and Elections, made a Report, on A Bill providing for appointing the Electors of President and Vice President of the United States by the people of South Carolina, and for changing the time of making such appointment, in conformity with the Act of Congress on this subject, approved 2d January, 1845.

On motion of Mr. DAVIE, the Report with the Bill, together with a Bill to provide for the election of Electors of President and Vice President by the Legislature, was made the special order of the day for Wednesday next, at 1 o'clock, P. M. in Committee of the Whole House.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On A Bill to charter the Charlotte and South Carolina Rail Road Company; and,

On the Petition of the Agricultural Society of Union District, praying that the navigation of Broad river, may be improved; which were severally ordered for consideration to-morrow.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 7, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go into an election to-morrow, immediately after the election for Chancellor, for Governor, and immediately thereafter into an election for Lieutenant Governor.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned.

On motion of Mr. TRADEWELL, a message was ordered to be sent to the Senate, proposing to go into an election for Superintendent of Public Works, immediately after the election for Lieutenant Governor.

The SPEAKER laid before the House, the Report of the Attorney General, on the District Offices within the District of Charleston; which was referred to the Committee on District Offices and Officers.

The SPEAKER laid before the House, the opinions of the Attorney Gen-

eral, and Solicitors of the Northern, Middle, Southern, Eastern and Western Circuits, in reply to a resolution of this House, respecting the power of the General Assembly to provide by Law, that the members elected at the general elections shall assemble prior to the period named in the Constitution, which were ordered to *lie on the Table*, and to be printed.

Mr. SHINGLER, from the Committee on Grievances, made Reports,

On the Petition of sundry citizens of Abbeville District, praying the adoption of measures more effectually to suppress duelling;

On the Petition of sundry citizens of St. Bartholomew's, Richland, Lexington and Kershaw, and the Presentments of the Grand Juries of Lexington and Marion, that an expression of public opinion may be given at the ballot box, on the subject of licenses, and also the carrying of concealed deadly weapons; and,

On the Petitions of sundry ladies of Lexington, praying that the question of granting licenses may be submitted to the legal voters of the District; which were severally ordered for consideration to morrow.

The SPEAKER laid before the House the annual private Report of the President of the Bank of the State of South Carolina, which was ordered to *lie on the Table.*

Mr. CARN, from the Committee on Roads, Bridges and Ferries, to whom were referred sundry Memorials and Petitions, praying the establishment and chartering of sundry Roads, Bridges and Ferries, Reported A Bill to establish certain Roads, Bridges and Ferries; which was read the first time, and ordered to be read the second time to-morrow.

Mr. CARN, from the same Committee, made a Report on the Presentment of the Grand Jury of Laurens District, respecting the Bridge in the village of Laurens; which was ordered for consideration to-morrow.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 7, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the Message of your House, requesting Senate to appoint committees to act with committees appointed by your House, to inspect the Bank of the State of South Carolina, and its Branches; and has appointed the following Special Committees, viz: Messrs. RHETT, and RIVERS, a Committee on the mother Bank in Charleston; Messrs. GRIFFIN and PERRIN, a Committee on the Branch Bank in Columbia, and Messrs. BUCHANAN and HUEY, a Committee on the Branch Bank in Camden, to act jointly with the Committees of your House.

By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. YANCEY, from the Committee on the Judiciary, made a Report on A Bill to extend the jurisdiction of Magistrates in the town of Hamburg, in cases of foreign attachment; which was ordered for consideration to-morrow,

Mr. G. W. WILLIAMS, from the Committee on Pensions, made a Report on the Petition of Martha Howard and Sarah Howard; which was ordered for consideration to-morrow.

Mr. JAMISON, from the Committee on the Military, made a Report,

On a resolution of enquiry as to the amount of expenses incurred for Brigade Encampments; which was ordered for consideration to-morrow.

On motion of Mr WRIGHT, Ordered, That the Report be printed.

Mr. WALKER, from the Committee on District Offices and Officers, made Reports,

On a Bill to provide for the election of Masters, Registers and Commissioners in Equity by the people; and,

On a Bill to amend the Law in relation to Magistrates and Constables; which were ordered for consideration to-morrow.

Mr. WALKER, from the same Committee, to whom was referred the Presentments of the Grand Juries of Williamsburg, York, Marion, Spartanburg, Horry, Marlboro', and Sumter, in relation to the number and jurisdiction of Magistrates, in cases arising upon contracts, reported A Bill to extend the jurisdiction of Magistrates; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER, from the Committee on Ways and Means, made a report,

On a Resolution, directing an enquiry as to the expediency of directing the State proxies to take measures for winding up the concerns of the South Western Rail Road Bank; which was ordered for consideration to-morrow, and was ordered to be printed.

Mr. PRESSLY gave notice, that he will move to-morrow, to suspend the 74th Rule of the House, to enable him to present a petition of a private nature.

Mr. PORTER gave notice, that he will ask leave to-morrow, to introduce A Bill for the Election of Electors of President and Vice President of the United States, by the people of the several election districts of this State, in he ratio of the representation of each district respectively in the General Assembly; and to alter the time of choosing such electors, so as to comform to the act of Congress on that subject, approved 2nd January, 1845.

Pursuant to notice, and by leave of the House, Mr. TORRE introduced a Bill for organizing the fire guard of Charleston; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. HARRINGTON in-

troduced A Bill to abolish Brigade Encampments; which was read the first time, and ordered to be read the second time to-morrow.

Mr. JOHNSON submitted the following Resolution, which was ordered for consideration to-morrow:

Resolved, That His Excellency, the Governor, be, and he is hereby authorized to pay to the Town Council of Beaufort, from the Military contingent fund, the sum of five hundred dollars, to be expended in repairs on the State Arsenal at that place.

The House then proceeded to the consideration of the

GENERAL ORDERS.

On motion of Mr. CARN,

A Resolution, in the General Orders, proposing to adjourn the General Assembly on Friday the 18th instant, was called for consideration, and after discussion thereon, on motion of Mr. DAVIE, the Resolution was ordered to *lie on the Table.*

On motion of Mr. CARN, ordered, that when this House adjourns, it shall be adjourned to meet 11 o'clock, A. M. to-morrow; and on his motion, the House adjourned at 56 minutes past 3 o'clock, P. M.

TUESDAY, DECEMBER 8, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned, with their concurrence, The Report of the Committee on Claims, on the Account of Todd & Wyatt, for public printing.

Pursuant to notice given yesterday, and on motion of Mr. PRESSLY, the 74th Rule of the House was suspended.

Mr. PRESSLY presented the petition of sundry citizens of Abbeville District, praying that Liberty Church be not incorporated.

Mr. JOEL SMITH presented the Petition of Due West Corner, praying for an Act of incorporation; and,

Mr. SIMKINS presented the Petition of the Intendant and Wardens and other citizens of the Town of Edgefield, praying an alteration in the Acts incorporating said Town; which were severally referred to the Committee on Incorporations.

Mr. SLOAN presented the Petition of a Committee appointed by the people of Pickens District, praying an appropriation to aid them in improving

the Public Square and Court House; which was referred to the Committee en Public Buildings.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On A Bill to define the terms upon which the State will aid in the construction of Rail Roads;

On the Memorials and Petitions of sundry citizens of Darlington, Marion, Williamsburg and Sumter, praying for a charter for the Wilmington and Manchester Rail Road; and,

On a Bill from the Senate, to incorporate the Wilmington and Manchester Rail Road Company; which were severally ordered for consideration to-morrow.

Mr. GARY, from the Medical Committee, made a Report on the Petition of Dr. Wm. B. Peake, praying compensation for a *post mortem* examination; which was ordered for consideration to-morrow.

Mr. W. W. HARLLEE, from the Committee on Incorporations, made Reports,

On the Petition of the Officers of the Darlington Hussars, praying an Act of incorporation;

On the Petition of the Intendant and Wardens of the Town of Columbia, praying an amendment of their charter;

On the Memorial of the Town Council of Mount Pleasant, and the counter petition of A. J. White and others; also,

On A Bill to amend an Act, entitled "An Act to incorporate the Belvidere Manufacturing Company in the State of South Carolina;

On a Bill, from the Senate, to incorporate the Greenville Manufacturing Company; and,

On A Bill to incorporate the DeKalb Manufacturing Company, and for other purposes; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Report of the Committee of the Senate, on the account of Thomas N. Pettus, for services rendered as a guard;

On the Report of the Committee of the Senate, on the Petition of W. J. Clawson, Administrator of Stephen Pettus, praying compensation for a slave executed;

On the Account of R. Q. Pinckney, Secretary of State; and,

On the Account of R. E. Russell, for work done on the State House Lot; which were severally ordered for consideration to-morrow.

On motion of Mr. BLAKENEY, the Committtee on Claims was discharged from the further consideration of the Account of H. Boulware, and the same was referred to the Committee on Accounts.

Mr. JAMISON, from the Committee on the Military, made Reports,

On so much of the Governor's Message, No. 1, as relates to the State Military Academies;

On so much of the Governor's Message, No. 1, as relates to the condition of the Militia, and the appropriation for Arsenal purposes; and,

On the Report of the Special Committee of the Senate, in relation to the Mexican war; which were severally ordered for consideration to-morrow.

On motion of Mr. ZIMMERMAN,

Resolved, That it be referred to the Committee on Education, to enquire into the expediency of so altering the law in relation to Commissioners of Free Schools, as to require them to furnish the Clerk of the Court of the several Districts and Parishes, with a duplicate of their Annual Report to the Legislature, to be read in open Court, and filed away among the papers of his office.

On motion of Mr. BOYCE, the annual Private Report of the President of the Bank of the State of South Carolina, was *taken up*, and referred to the Special Joint Committee charged with the nomination of suitable persons for President and Directors of said Bank.

Mr. MIDDLETON gave notice, that he will ask leave to-morrow, to introduce a Bill to incorporate the Charleston Gas Light Company.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to incorporate the Edisto and Ashley Canal Company, was read the second time, and ordered to be sent to the Senate.

The General Orders were suspended, and

Mr. NORTHROP submitted the following Preamble and Resolutions, which were made the Special Order of the Day for to-morrow, 1 o'clock, in Committee of the Whole House, and were ordered to be printed:

Whereas, by the Constitution of the U. States it is provided, that "each State shall appoint in such manner as the Legislature thereof may direct, a number of electors, [of President and Vice President,] equal to the whole number of Senators and Representatives to which the State may be entitled in Congress;"

And whereas, "the number of Representatives in Congress is apportioned among the several States according to their respective numbers, which shall be determined by adding to the whole number of free persons, including those bound for a term of years, and excluding Indians not taxed, three-fifths of all other persons:"

And whereas, the elective franchise is exercised only by the free white men, of the age of twenty one years and upwards, residing in this State; and its population is so distributed, in the several sections of the same, that

the right of representation in Congress therein, is not according to the number of voters in them respectively, but to their whole population, in conformity with their proportionate numbers under the federal classification:

And whereas, it is important to the interest and political position of the State, as a member of the Union, that its influence in the election of the President and Vice President of the United States, should be exerted without division within itself; but that its electors of President and Vice President, should give the united vote of the entire State. Therefore,

Be it Resolved, That this State shall be divided into nine electoral districts, to be arranged according to their population under the federal classification, and that each of the said electoral districts shall be entitled to elect one State elector.

Resolved, That the said nine State electors shall, within a convenient time after their said election, to be hereafter determined, assemble together, and proceed to the election of nine electors of President and Vice President of the United States, according to law, and that each of the said electors of President and Vice President, to be so elected, shall receive a majority of the whole number of the said State electors.

Resolved, That the Speaker of this House, do appoint a Special Committee of nine members, (one to be taken from each of the Congressional districts of the State, as the same were arranged before the late division of the State into Congressional districts, A. D. 1842,) to act jointly with a similar Committee of the same, or a less number, from the Senate, to whom it shall be referred to report a Bill to provide for the election of electors of President and Vice President of the United States, in conformity with these Resolutions.

Pursuant to notice, and by leave of the House, Mr. PORTER introduced a Bill for the election of Electors of President and Vice President of the United States, by the people of the several Election Districts of this State, in the ratio of representation of each district respectively in the General Assembly; and to alter the time of choosing such electors, so as to conform to the Act of Congress on that subject, approved 2nd. January, 1845; which was read the first time, and made the Special Order of the day for to-morrow, at 1 o'clock, P. M., in Committee of the Whole House, and ordered to be printed.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On a Bill from the Senate, to alter and amend so much of the act to regulate the office of Comptroller General, ratified on 17th December, 1834, as relates to contingent accounts;

On the Memoral of the Trustees of the Charleston College, recommitted with instructions; and,

On the Report of the President and Directors of the Bank of the State, which were severally ordered for consideration to-morrow.

And on motion of Mr. WALKER, the Report of the Committee of Ways and Means, on the Report of the President and Directors of the Bank of the State, was ordered to be printed.

On motion of Mr. MEMMINGER, the Committee of Ways and Means was discharged from the further consideration of a Bill, to alter the law in relation to the election of Tax Collectors by the people; and the same was referred to the Committee on District Offices and Officers.

Pursuant to notice, and by leave of the House, Mr. TOWNES introduced a Bill to limit the lien of Judgments by confession; which was read the first time, and ordered to be read the second time to-morrow.

Pursuant to notice, and by leave of the House, Mr. ALSTON introduced a Bill to revive and amend An Act entitled "An Act to authorize the formation of the Charleston, Georgetown, and All Saints Rail Road Company;" which was read the first time, and ordered to be read the second time to-morrow.

Mr. PORTER, from the Committee on the Judiciary, made a Report,

On a Bill to establish a separate Court of Appeals, in all cases at Law and in Equity, and to re-organize the Judiciary system of this State, in conformity thereto;

And Mr. HUNT, from the Committee on the Judiciary, submitted a Report from the minority of said Committee on said Bill; which Reports and Bill were made the Special Order of the day for Friday next, at 12 o'clock, M.

Mr. SULLIVAN, from the Committee on the Judiciary, made a Report,

On a Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a Law Judge or Chancellor; which was ordered for consideration to-morrow.

The Senate then attended, and joined the House in a ballot for Chancellor.

The General Orders were resumed.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of the Charleston Mercury, for advertising Notice of the General Elections, and Notice of Tax Collector's Election;

On the Account of A. G. Summer; and,

On the Account of the Charleston Courier, for Public Printing.

The Report of the Committee on Claims, on the Report of the Committee on Claims and Grievances of the Senate, on the Petition of J. E. Walker, for payment of a balance due him for work done on the State House, was called for consideration, and, on motion of Mr. BLAKENEY, the Report was ordered to *lie on the Table*.

The following Reports were concurred in and ordered to be returned to the Senate:

Reports of the Committee on Claims and Grievances of the Senate,

On the Account of the Charleston Mercury, for advertising Bank Statements; and,

On the Account of the Charleston Mercury, for advertising Presentment of the Grand Jury for Barnwell District.

The General Orders were suspended, and,

Mr. PHILLIPS gave notice, that he will ask leave to-morrow, to introduce a Bill to transfer the election of Electors of President and Vice President of the United States from the Legislature to the people.

The Senate then attended and joined the House in a ballot for Governor.

The House considered and agreed to the Report of the Committee of Ways and Means, on the report of the Comptroller General, on advances made by South Carolina, in the late war with Great Britain, and on payments to the Volunteers in the Seminole War, and ordered it to be sent to the Senate for concurrence.

A Resolution to appoint an Agent to prosecute the claims of South Carolina against the United States, was ordered to *lie on the Table.*

The Senate then attended and joined the House, in a ballot for Lieutenant Governor.

Mr. SUMMER, from the Committee appointed to count the ballots cast for Governor, reported, That Chancellor DAVID JOHNSON, received 141 votes, which is a majority; whereupon, the SPEAKER announced, that Chancellor DAVID JOHNSON is elected Governor of the State of South Carolina.

Mr. SLOAN, from the Committee appointed to count the votes given for Chancellor on the first ballot, reported, that no candidate had received a majority, and that consequently there is no election.

On motion of Mr. HARLLEE, a message was ordered to be sent to the Senate, proposing to go forthwith into a second ballot for Chancellor.

On motion of Mr. P. E. DUNCAN, ordered, that a resolution to abolish the office of Superintendent of Public Works be printed.

The following Message was received from the Senate: which, on motion of Mr. JOEL SMITH, was ordered to *lie on the Table.*

IN THE SENATE, DECEMBER 8, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go forthwith into a second ballot for a Chancellor to fill the vacancy occasioned by the resignation of Chancellor DAVID JOHNSON, and immediately thereafter, for Superintendent of Public Works.

By order of the Senate,

 ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

IN THE SENATE, DECEMBER 8, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on the Military of your House, on the communication from Professor Ellet, proposing to disclose a cheaper process for the manufacture of "explosive cotton," by adding the following Resolution:

"*Resolved*, That HIS EXCELLENCY, the Governor, be, and he is hereby requested to cause to be prepared, and to present to Professor Wm. H. Ellet a suitable Memorial, on the part of the constituted authorities of this State, for his prompt and commendable liberality in communicating to the world, through this Legislature, his ingenious and useful discovery."

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to the Senate, to amend the Report as requested, and an answer was returned accordingly.

The General Orders were resumed; and,

The Report of the Committee on Public Buildings, on the Petition of Dr. Waring, praying further security of the Guard House and Arsenal in Charleston, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The following unfavorable Reports were considered and agreed to:

Report of the Committee on Roads, Bridges and Ferries,

On the Petition of Benjamin and Jesse Maybin; and,

The Report of the Committee on Internal Improvements,

On the Petition of citizens of Union and Spartanburg Districts, praying that the navigation of Pacolet River, from Grindal's Shoals, may be left unobstructed.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 8, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go forthwith into a second ballot for a Chancellor to fill the vacancy occasioned by the resignation of Chancellor David Johnson.

By order of the Senate,

ANGUS PATTERSON, *President.*

On motion of Mr. WALLACE, Ordered, That a Committee be appointed to wait on the Governor elect, and inform him of his election, and to en-

quire and Report when it will please him to qualify; of which Committee, the SPEAKER appointed the following gentlemen: Messrs. WALLACE, SIMONS and GILLISON; and a Message was ordered to be sent to the Senate, proposing the appointment of a similar Committee, to join the Committee of this House.

Mr. TILLINGHAST, from the Committee appointed to count the ballots cast for Lieutenant Governor, Reported, That WM. CAIN received 81 votes, W. GILMORE SIMMS received 71, Scattering 6, and that 80 is a majority: tenant Governor.

Whereupon the SPEAKER announced that WM. CAIN is duly elected Lieu-

Mr. CARN gave notice that he will ask leave, to-morrow, to introduce a Bill to authorize Sheriffs and their successors in office, to execute titles in case of the death of the purchaser.

The General Orders were resumed,

And the following unfavorable Reports were considered and agreed to:

Reports of the Committee on Colored Population,

On the Presentment of the Grand Jury of Spartanburg, recommending that permits to slaves shall be special and not general; and,

On the Petition of citizens of Newberry, praying that the children of free persons of color may be bound out by the Commissioners of the Poor.

Reports of the Committee on Grievances,

On the Petitions of citizens of St. Bartholomew's, Richland, Lexington, and Kershaw, and on the Presentments of the Grand Juries of Lexington and Marion, praying an expression of public opinion on the License Law at the ballot box, and the carrying of concealed deadly weapons; and,

On the Petition of sundry ladies of Lexington, praying the expression of public opinion at the ballot box, on the use of spiritous liquors at the place where sold; and,

The Report of the Committee on Pensions,

On the Petition of Sarah and Martha Howard.

The following Reports were ordered to *lie on the Table*:

Report of the Committee on Agriculture,

On so much of the President's Message, No. 1, as relates to the Geological Survey.

Report of the Committee on Internal Improvements,

On the Petition of the Agricultural Society of Union, praying that the navigation of Broad River may be improved; and,

The Report of the Committee on Grievances,

On the Petition of citizens of Abbeville, praying the adoption of measures the more effectually to suppress duelling.

The Report of the Committee on Internal Improvements on the Petition of the Agricultural Society of Union was, on motion of Mr. HARLLEE, ordered to be printed.

The Committee on Roads, Bridges and Ferries, was discharged from the further consideration of the Presentment of the Grand Jury of Laurens, respecting a Bridge in the village of Laurens.

A Resolution, authorizing the Governor to appropriate five hundred dollars of the Military Contingent Fund to repair the State Arsenal, at Beaufort, was referred to the Committee on the Military.

The following Bills were read by their titles and referred:

A Bill, from the Senate, to increase the Jurisdiction of the Ordinary, in the appointment of Guardians, was referred to the Committee on the Judiciary.

A Bill, from the Senate, to alter the law in relation to Magistrates Executions, and the duty of Sheriffs as to executions in their offices, was referred to the Committee on District Offices and Officers.

A Bill to abolish Brigade Encampments, was referred to the Committee on the Military; and,

A Bill for organizing the Fire Guard of Charleston, was referred to the Charleston Delegation.

The General Orders were suspended, and,

Mr. MIDLLETON, from the Committee on Internal Improvements, to whom were referred sundry Memorials and Petitions, praying the improvement of the navigation of Broad and Wateree Rivers, reported A Bill to establish a Board of Navigation and Police, on certain navigable streams; which was read the first time, and ordered to be read the second time to-morrow.

Mr. TORRE, from the Committe appointed to count the votes given for Chancellor, on the second ballot, reported, That no candidate had received a majority, and that, consequently, there is no election.

On motion of Mr. TORRE, ordered, that a message be sent to the Senate, proposing to go into a third ballot for Chancellor, to-morrow, at 12 o'clock, M.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 8, 1846.

Mr. Speaker, and Gentlemen,

Senate concurs in the message of your House, requesting Senate to appoint a Committee to act with the Committee appointed by your House, to wait on the Governor elect, and inform him of his election, and has appointed Messrs ASHE, WITHERSPOON and JOHNSON, a Special Committee to act with the Committee of your House. By order of the Senate,

ANGUS PATTERSON, *President.*

A Bill to incorporate the South Carolina Insurance Company, was called for a second reading, and the 8th Section having been read, Mr. YANCEY moved to amend the Section, by adding the following proviso: Provided, That in case of the failure of the Company, each stockholder, copartnership, and corporation, having a share or shares therein at the time of failure, or at any time within six month previous to such failure, shall be individually liable and bound, to the amount of the shares held by them respectively.

On the question, Will the House agree to the amendment? it was decided in the negative.

YEAS.....44.

NAYS.....68.

Those who voted in the affirmative, are,

The yeas and nays were requested, and are as follows:

Hon. W. F. COLCOCK, Speaker.

Messrs. Boyce,	Messrs, McCaw,	Messrs. Swygert.
Boykin,	McCutchen,	A. R. Taylor,
Bull,	Miller,	Towles,
Cantey,	Murrell,	Tradewell,
Chandler,	Northrop,	Vinson,
Cooner,	Orr,	Waldo,
Fernandes,	Owens,	Walker,
Foster,	Palmer,	C. Williams,
Gibbs,	Pope,	G. W. Williams
Giles,	Poyas,	J. J. Wilson,
Gist,	Pye,	Witherspoon,
Harllee,	Richardson,	Yancey,
Harrington,	Simkins,	Zimmerman.
Holland,	E. P. Smith,	
Holmes,	Springs,	

Those who voted in the negative, are,

Messrs. Aiken,	Messrs. Hardee,	Messrs. T. W. Porcher,
Alexander,	Harleston,	W. M. Porcher,
Allen,	Harley,	Porter,
Alston,	Harrison,	Pressly,
Atkinson,	Henry,	Pringle,
Bedon,	Horlbeck,	Read,
Benbow,	Hough,	Rice,
Boyle,	Huger,	Rogers,
Broyles,	Hunt,	Seabrook,
Calhoun,	Jamison,	Shingler,
Carew,	Johnson,	Joel Smith,

Carn,	Jones,	Sloan,
Cooper,	Kennedy,	Summer,
Crawford,	Lucas,	D. S. Taylor,
P. E. Duncan,	McCully,	Thomson,
A. H. Dunkin,	A. M. Martin,	Tillinghast,
DuPre,	Memminger	Torre,
Evans,	Middleton,	Townes,
Gary,	Mitchell,	Ware,
Geddes,	Mosely,	Whaley,
Geiger,	Oswald,	J. D. Wilson
Griffin,	Otterson,	Wright.
Hall,	Phillips,	

On motion of Mr. HARLLEE, the debate on said Bill was adjourned.

On motion of Mr. HARLLEE, ordered, that when this House adjourns, it shall stand adjourned to meet at 11 o'clock, A. M. to-morrow.

On motion of Mr. TORRE, the House re-considered the vote referring A Bill for organizing a Fire Guard of Charleston, to the Charleston Delegation, and the same was referred to the Committee on the Military.

On motion of Mr. GILES, the House adjourned, at 5 minutes past 4 o'clock, P. M.

WEDNESDAY, DECEMBER 9, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll when the SPEAKER took the Chair, and aquorum being present, the Journal of yesterday's proceedings was read.

The following additional Member attended, was sworn, and took his seat:

From St. Philip's and St. Michael's—Mr. THOMAS O. ELLIOTT.

Mr. SIMONS, who was absent yesterday when the vote was taken on a proviso offered by Mr. YANCEY, to the 8th Section of a Bill to Incorporate the South Carolina Insurance Company, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered—No.

The Senate returned to this House, with its concurrence,

Reports of the Committee on Claims,

On the Account of O. H. Wells;

On the Petition of Harmony Lodge, No. 17, of Barnwell;

On the Petition of W. H. Wilbanks;

On the Petition of J. E. Walker;

On the Account of Symmes & Bridwell;

On the Account of W. F. Durisoe;

On the Claim of J. M. Venning, Assignee of C. Werner.

Report of the Committee on the Military,

On the Communication from Professor Ellet, proposing to disclose a cheaper process for the manufacture of Explosive Cotton.

Report of the Committee on Internal Improvements,

On the Petition of James Barkley; and,

Report of the Committee on Roads, Bridges and Ferries,

On the Presentment of the Grand Jury of Charleston District, in relation to the New Bridge Company Ferry.

The Senate sent to this House, for concurrence,

Reports of the Committee on Claims and Grievances,

On the Account of James M. Curtis, for work done on the State House; and

On the Account of W. W. Purse, for work done in Senate Chamber; which were severally referred to the Committee on Claims of this House.

The Speaker laid before the House the following Communication; which was ordered to *lie on the Table:*

COLUMBIA, DECEMBER 9.

To the Hon. W. F. COLCOCK, *Speaker, and*
Members of the House of Representatives.

GENTLEMEN:

In resigning my present office, for the purpose of accepting a seat in the Senate of the United States, to which I have been assigned by the Legislature, I do so with more anxiety and concern than I have ever felt on any occasion connected with my public duties.

All my public employments have been in the service of the State of South Carolina. Her people, institutions and laws, are dear to me by the strongest ties of allegiance and affection. My devotion to the State, is the highest guaranty that I can offer for the performance of the duties that will be incumbent on me as one of her Representatives in the Senate of the Federal Government.

For the mark of confidence that has been manifested, by the distinguished honor which has been conferred upon me, allow me to return to your body my most gracious acknowledgments.

Very respectfully,
Your obedient serv't. &c.
A. P. BUTLER.

The SPEAKER laid before the House, the Report of J. N. Whitner, the Solicitor of the Western Circuit, concerning District Offices and their Officers; which was referred to the Committee on District Offices and Officers:

Also, the Account of Thomas W. Glover, Clerk of the House, for Paper and Stationery; which was referred to the Committee on Claims.

On motion of Mr. DAVIE, a Message was ordered to be sent to the Senate, proposing to go into an Election of Superintendent of Public Works, this day, at 1 o'clock, P. M.

Pursuant to notice, and by leave of the House, Mr. PHILLIPS introduced a Bill to transfer the election of Electors of President and Vice-President of the United States, from the Legislature to the People; which was read the first time, and was referred to the Committee of the Whole House, this day, at 1 o'clock, and was ordered to be printed.

Mr. CHANDLER presented the Petition of sundry citizens of Sumter District, praying for an alteration of the law in relation to the office and duties of Magistrate; which was referred to the Committee on District Offices and Officers.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of John Hodges, and

On the Petition of citizens of Union and Spartanburg, praying for an appropriation to open the navigation of Pacolet river to Easterwood's Shoals; which were severally ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, to whom was referred the Petition of Mary Hodges, reported a Bill to enable Mary Hodges to receive her Annuity by Attorney; which was read the first time, and ordered to be read a second time to-morrow.

Mr. WALLACE, from the Special Joint Committee appointed to wait on His Excellency, the Governor elect, reported, that they had performed that duty, and that the Governor elect has signified his acceptance of the office, and that he will attend and qualify to-morrow, at 12 o'clock, M.

Mr. HARRISON, from the Committee on the Judiciary, made a Report, on the Presentment of the Grand Jury of Lexington, Spring Term, 1846, recommending that Plaintiffs in suits at law, shall give security for costs; which was referred for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of Joseph A. Hines;

On the Account of Z. D. Cottrell;

On the Account of A. S. Johnston;

On the Report of the Committee of the Senate, on the Account of Allen & Kerr;

On the Account of the Charleston Courier, for publishing the Presentment of the Grand Jury of Barnwell District;

On the Account of E. Waterman;

On the Account of M. E. Munro, Editor of the Southern Patriot;

On the Report of the Committee of the Senate, on the Account of the Steam Saw Mill of Charleston;

On the Report of the Committee of the Senate, on the Account of W. M. Sutton;

On the Petition of J. W. Hodges and William Fuller; and

On the Report of the Committee of the Senate, on the Account of the Charleston Mercury, for Advertising the Sessions of the Court of Appeals; which were severally ordered for consideration to-morrow.

The SPEAKER laid before the House, the Reports of the Solicitors of the Eastern and Northern Circuits, on District Officers and their Offices; which was referred to the Committee on District Offices and Officers.

Mr. WALKER, from the Committee on District Offices and Officers, made a Report on a Resolution recommending a Compilation of the Laws touching the duties of Magistrates and Constables; which was ordered for consideration to-morrow; and on motion of Mr. ZIMMERMAN, the Report was ordered to be printed.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a third ballot, to-day, at 12 o'clock, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson; and into a ballot at 1 o'clock to-day, for Superintendent of Public Works.

By order of the Senate.

ANGUS PATTERSON, *President.*

Mr. MEMMINGER, from the Committee of Ways and Means, to whom was referred a Resolution of enquiry as to Lotteries, reported a Bill to prevent the sale of Lottery Tickets within the State; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MEMMINGER, from the same Committee, made a Report on the Petition of Edward Chandler, praying to be refunded a tax; which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr. CARN introduced a

Bill to authorize Sheriffs, and their successors in office, to execute titles in case of the death of the purchaser; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. WALKER,

Resolved, That the Honorable the Chancellors and Judges of the Courts of Common Law be invited to attend in this Hall to-morrow, the 10th, to witness the inauguration of the Governor elect, and that the proper officer of this House do provide convenient seats for them.

Mr. J. J. WILSON gave notice, that he will ask leave to-morrow, to introduce a Bill to improve the navigation of certain streams in Edgefield and Barnwell Districts.

Mr. BOYCE, from the Special Joint Committee appointed to nominate suitable persons for President and Directors of the Bank of the State of South Carolina, made a Report nominating,

For President, F. H. ELMORE.
For Directors, D. C. WEBB,
W. C. DUKES,
W. B. PRINGLE,
W. A. CARSON,
G. N. REYNOLDS,
J. H. STEINMEYER,
W. M. LAWTON,
ROBERT CALDWELL,
P. M. COHEN,
R. DULIN,
ELISHA CARSON,
F. R. SHACKELFORD.

Which Report was ordered to *lie on the Table* and to be printed.

Mr. BOYCE gave notice, that he will ask leave to-morrow, to introduce a Bill to provide for the holding of the Court of Common Pleas and General Sessions, for two weeks, for Fairfield district, at the Fall term.

Mr. BOYKIN presented the Report of the State Proxies in the South Carolina Rail Road Company; which was referred to the Committee on Internal Improvements.

The Senate attended and joined the House in a third ballot for Chancellor.

The House then proceeded to the consideration of the

GENERAL ORDERS,

And resumed the debate on a Bill to incorporate the South Carolina Insurance Company.

The Bill was read the second time, and ordered to be sent to the Senate.

On motion of Mr. DAVIE, the Special Order for this day at 1 o'clock, in Committee of the whole House was discharged, and sundry Bills providing for the election of Electors of President and Vice President of the United States, and a Preamble and Resolutions directing the manner of appointing said electors, were made the Special Order of the day for to-morrow, at 2 o'clock, P. M., in Committee of the whole House.

Mr. TRADEWELL, from the Committee appointed to count the votes given for Chancellor on the third ballot, reported, That no Candidate had received a majority and that consequently there is no election.

On motion of Mr. SIMONS, a message was ordered to be sent to the Senate proposing to go forthwith into a fourth ballot for Chancellor, and immediately thereafter for Superintendent of Public Works.

The Senate then attended and joined the House in a ballot for Superintendent of Public Works.

The following message was received from the Senate and ordered to *lie on the Table.*

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a fourth ballot, immediately after the ballot for Superintendent of Public Works, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson.

By order of the Senate,

ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a fourth ballot, immediately after the ballot for Superintendant for Public Works, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson,

By order of the Senate,

ANGUS PATTERSON, *President,*

And immediately after, the Senate attended and joined the House in a fourth ballot for Chancellor.

The General Orders were resumed, and

A Bill to provide for cancelling certain Bonds, taken by the Superintendent of Public Works, for lands sold by him under the Acts of 1842 and 1843,

Bill to authorize Sheriffs, and their successors in office, to execute titles in case of the death of the purchaser; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. WALKER,

Resolved, That the Honorable the Chancellors and Judges of the Courts of Common Law be invited to attend in this Hall to-morrow, the 10th, to witness the inauguration of the Governor elect, and that the proper officer of this House do provide convenient seats for them.

Mr. J. J. WILSON gave notice, that he will ask leave to-morrow, to introduce a Bill to improve the navigation of certain streams in Edgefield and Barnwell Districts.

Mr. BOYCE, from the Special Joint Committee appointed to nominate suitable persons for President and Directors of the Bank of the State of South Carolina, made a Report nominating,

For President, F. H. ELMORE.
For Directors, D. C. WEBB,
W. C. DUKES,
W. B. PRINGLE,
W. A. CARSON,
G. N. REYNOLDS,
J. H. STEINMEYER,
W. M. LAWTON,
ROBERT CALDWELL,
P. M. COHEN,
R. DULIN,
ELISHA CARSON,
F. R. SHACKELFORD.

Which Report was ordered to *lie on the Table* and to be printed.

Mr. BOYCE gave notice, that he will ask leave to-morrow, to introduce a Bill to provide for the holding of the Court of Common Pleas and General Sessions, for two weeks, for Fairfield district, at the Fall term.

Mr. BOYKIN presented the Report of the State Proxies in the South Carolina Rail Road Company; which was referred to the Committee on Internal Improvements.

The Senate attended and joined the House in a third ballot for Chancellor.

The House then proceeded to the consideration of the

GENERAL ORDERS,

And resumed the debate on a Bill to incorporate the South Carolina Insurance Company.

The Bill was read the second time, and ordered to be sent to the Senate.

On motion of Mr. DAVIE, the Special Order for this day at 1 o'clock, in Committee of the whole House was discharged, and sundry Bills providing for the election of Electors of President and Vice President of the United States, and a Preamble and Resolutions directing the manner of appointing said electors, were made the Special Order of the day for to-morrow, at 2 o'clock, P. M., in Committee of the whole House.

Mr. TRADEWELL, from the Committee appointed to count the votes given for Chancellor on the third ballot, reported, That no Candidate had received a majority and that consequently there is no election.

On motion of Mr. SIMONS, a message was ordered to be sent to the Senate proposing to go forthwith into a fourth ballot for Chancellor, and immediately thereafter for Superintendent of Public Works.

The Senate then attended and joined the House in a ballot for Superintendent of Public Works.

The following message was received from the Senate and ordered to *lie on the Table.*

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House, to go into a fourth ballot, immediately after the ballot for Superintendent of Public Works, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson.

By order of the Senate,

ANGUS PATTERSON, *President.*

The following Message was also received from the Senate:

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a fourth ballot, immediately after the ballot for Superintendant for Public Works, for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson,

By order of the Senate,

ANGUS PATTERSON, *President,*

And immediately after, the Senate attended and joined the House in a fourth ballot for Chancellor.

The General Orders were resumed, and

A Bill to provide for cancelling certain Bonds, taken by the Superintendent of Public Works, for lands sold by him under the Acts of 1842 and 1843,

was read the second time; And the question being put, Shall this Bill be sent to the Senate? It was decided in the negative.

YEAS.....17.
NAYS.....91.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Aiken,	Messrs. Harrington,	Messrs. Palmer,
Boyce,	Jamison,	Springs,
Boykin,	McLure,	Walker,
Bull,	McCully,	G. W. Williams,
Cantey,	Oswald,	Wright,
Davie,	Owens,	

Those who voted in the negative, are,

Hon. W. F. COLCOCK, Speaker.

Messrs. Allen,	Messrs. Henry,	Messrs. Pye,
Alston,	Hardee,	Rice,
Atkinson,	Harleston,	Richardson,
Bedon,	W. W. Harllee,	Read,
Benbow,	Holland,	Rogers,
Blakeney,	Holmes,	Seabrook,
Boyle,	Horlbeck,	Simkins,
Broyles,	Hough,	Simons,
Calhoun,	Huger,	E. P. Smith,
Carew,	Hunt,	Joel Smith,
Carn,	Jones,	Sloan,
Chandler,	Kennedy,	Sullivan,
Cooner,	Lucas,	Summer,
Cooper,	McCutchen,	Swygert,
Crawford,	A. M. Martin,	A. R. Taylor,
P. E. Duncan,	Memminger,	D. S. Taylor,
A. H. Dunkin,	Middleton,	Thomson,
Du Pre,	Miller,	Towles,
Elliott,	Mitchell,	Townes,
Evans,	Murrell,	Tradewell,
Fernandes,	Moseley,	Vinson,
Foster,	Northrop,	Waldo,
Gary,	Orr,	Wallace,
Geiger,	Otterson,	Ware,
Giles,	Phillips,	Whaley,

Gibbs,	Pope,	C. Williams,
Gillison,	T. W. Porcher,	I. D. Wilson,
Gist,	W. M. Porcher,	J. J. Wilson,
Griffin,	Poyas,	Witherspoon,
Hall,	Pressly,	Zimmerman,

Mr. WHALEY, from the Committee appointed to count the votes given for Chancellor, on the fourth ballot, reported, that no candidate had received a majority and that consequently there is no election.

Mr. WALKER, from the Committee, appointed to count the ballots cast for Superintendent of Public Works, reported, that no candidate had received a majority, and that consequently there is no election.

On motion of Mr. HENRY, a message was ordered to be sent to the Senate, proposing to go forthwith into a fifth ballot for Chancellor, and immediately thereafter into a second ballot for Superintendent of Public Works.

Mr. BOYCE submitted the following Resolution; which was referred to the Committee on Internal Improvements:

Resolved, That the proceeds of the land sales near the Catawba River, made under the Acts of 1840, 1842 and 1843, be appropriated to the improvement of the Catawba River, and that the Superintendent of Public Works, be directed to collect the bonds given for said lands, and appropriate the same, and the portions of the purchase money paid into the Treasury, to the improvement of the navigation of the Catawba River.

A Bill to vest the title of the State in certain property liable to escheat, in Elizabeth Montgomery and Margaret Elizabeth Montgomery, was read the second time, and ordered to be sent to the Senate.

Mr. B. C. YANCEY, who was absent when the vote was taken, on sending to the Senate a Bill to provide for cancelling certain bonds, taken by the Superintendent of Public Works, for lands sold by him under the Acts of 1842 and 3, was permitted to record the vote he would have given it present, and his name having been called for that purpose, he answered No.

A Bill prescribing the mode of electing Tax Collectors, and for other purposes, was read the second time.

Mr. MEMMINGER moved to amend the Bill, by adding thereto the following: "Every Tax Collector to be elected, shall enter upon his duties on the first day of November ensuing his election, and the vacancy, in the mean time, shall be filled by the appointment of the Governor;" And after discussion thereon,

On motion of Mr. CARN, the Bill and amendment were recommitted to the Committee on District Offices and Officers.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go forthwith into a fifth ballot for a Chancellor, to fill the vacancy occasioned by the resignation of Chancellor David Johnson, and immediately thereafter into a second ballot for Superintendent of Public Works.

By order of the Senate,

ANGUS PATTERSON, *President.*

And immediately after, the Senate attended and joined the House in a fifth ballot for Chancellor.

On motion of Mr. HENRY, a message was ordered to be sent to the Senate, proposing to go into a ballot for a Law Judge, to-morrow, at a quarter past 3 o'clock, P. M., to supply the vacancy occasioned by the resignation of the Hon. A. P. Butler.

The Senate attended and joined the House in a second ballot for Superintendent of Public Works.

A Bill to incorporate the Metropolitan Rail Road Company, was read the second time, and ordered to be sent to the Senate.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 9, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into an election, to-morrow, at a quarter past 3 o'clock, P. M., for a Law Judge, to fill the vacancy occasioned by the resignation of the Hon. A. P. Butler.

By order of the Senate,

ANGUS PATTERSON, *President.*

On motion of Mr. MEMMINGER, Ordered, That when this House adjourns, it shall be adjourned to meet at 11 o'clock, A. M., to-morrow.

Mr. ISAAC D. WILSON, from the Committee appointed to count the votes given for Chancellor on the fifth ballot, reported, that James J. Caldwell received a majority of the ballots cast: Whereupon the SPEAKER announced that James J. Caldwell is duly elected Chancellor.

Mr. WRIGHT, from the Committee appointed to count the votes given for Superintendent of Public Works on the second ballot, reported, that no candidate had received a majority, and that consequently there is no election.

On motion of Mr. ORR, the House adjourned at 38 minutes past 4 o'clock, P. M.

THURSDAY, DECEMBER 10, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House a Bill to abolish the allowance of tare on bales of cotton; which was read the third time.

Resolved, that it do pass. That the title thereof be changed; that it be called "An Act." Ordered that it be sent to the Senate.

The Senate sent to this House a Bill to extend the duration of an act authorizing the formatiou of limited partnerships; which was read the third time.

Resolved, that it do pass. That the title thereof be changed; that it be called "An Act." Ordered that it be returned to the Senate.

The Senate sent to this House for concurrence, the Report of the Committee on the Judiciary of the Senate, on the Communication of J. S. G. Richardson, late State Reporter, and on the second volume of Richardson's Law Reports; which was referred to the Committee on the Judiciary of this House.

Mr. WHALEY presented the return of the Commissioners of Free Schools, for St. John's, Colleton, for the year 1846; which was referred to the Committee on Education.

Mr. W. W. HARLLEE, from the Committee on Incorporations, made Reports:

On the Petitions of sundry citizens of Newberry, for a charter for St. Luke's Church; of the Intendent and Wardens of the town of Winnsboro', and the Chesterville Academy Society; praying renewal of charters;

On the Petition of certain citizens of Cheraw, praying to have their chartered limits defined and for other purposes;

On the Petition of certain citizens of Cheraw, to amend the charter of said town, and the counter Petition of certain other citizens of said town on the same subject, and,

On the Petition of certain citizens of Abbeville district, praying for a charter for Liberty Church, and the counter Petition of others on the same subject; which were severally ordered for consideration to-morrow.

Mr. W. W. HARLLEE, from the Committee on Incorporations, to whom were referred sundry Petitions, praying acts of Incorporation, Reported a Bill to incorporate certain societies and companies, and to renew and amend certain charters heretofore granted; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, to whom was referred the annual Report of the Superintendent of Public Works, Reported a Bill concerning the State Roads; which was read the first time, and ordered to be read the second time to-morrow.

Mr. MIDDLETON, from the same Committee, to whom was referred the Petition of the Commissioners of Little Pee Dee River, praying for an additional number of hands to work on the Pee Dee and Lumber Rivers, Reported a Bill concerning the navigation of Little Pee Dee River; which was read the first time, and ordered to be read the second time to-morrow.

On motion of Mr. MIDDLETON,

A Message was ordered to be sent to the Senate, inviting that body to attend the Inauguration of the Governor Elect, this day at 12 o'clock, M.

Mr. BOYCE, from the Committee on the Judiciary, made a Report on a Bill to prevent the marital rights of the husband, from attaching to the Estates of married women; which was ordered for consideration to-morrow, and,

Mr. BOYCE, from the same Committee, Reported a Bill to protect the slaves of the wife from the marital rights of the husband, to the same extent as her real estate, and to prescribe the terms on which she may relinquish her interest in her slaves; which was read the first time, and ordered to be read the second time to-morrow.

Mr. BOYCE, from the same Committee, made a Report on a Bill to restore mileage to Jurors, and to equalize their compensation according to their respective residences; which was ordered for consideration to-morrow.

Pursuant to notice, and by leave of the House, Mr BOYCE, introduced a Bill to provide for holding the Court of Common Pleas and General Sessions for Fairfield, for two weeks at the Fall Term; which was read the first time, and ordered to be read the second time to-morrow.

Mr. TILLINGHAST, from the Committee on the Judiciary, to whom was referred the Memorial of Louisa Waters, praying that the title of the State in a certain House and Lot be vested in her; Reported A Bill to vest in Louisa Waters and her heirs forever, all the right, title and interest of the State in and to a certain House and Lot in the village of Chester; which was read the first time, and ordered to be read the second time to-morrow.

Mr. PHILLIPS, from the Committee on the Judiciary, to whom was referred A Resolution to enquire and report upon the expediency of prohibiting practitioners in the courts of Law and Equity of this State from becoming securities upon the official Bonds of District officers, Reported A Bill to prohibit Attorneys and Solicitors becoming sureties to the official Bonds of

District officers; which was read the first time, and ordered to be read the second time to-morrow.

Mr. PHILLIPS, from the same Committee, made a Report, on A Bill to regulate the costs of witnesses in certain cases; which was ordered for consideration to-morrow.

Mr. JAMISON, from the Committee on the Military, made a Report on a Resolution authorizing the Governor to appropriate five hundred dollars for repairs to the State Arsenal at Beaufort; which was ordered for consideration to-morrow.

Mr. JAMISON, from the same Committee, made Reports,

On a Bill to abolish Brigade Encampments, and,

On a Bill for organizing the Fire Guard of Charleston; which were severally ordered for consideration to-morrow.

INAUGURATION OF THE GOVERNOR.

The Senate, Chancellors and Law Judges, then attended in the Hall of the House of Representatives, and immediately after, the Honorable DAVID JOHNSON, Governor elect, accompanied by Governor AIKEN, and the joint Committee of Arrangements, entered the Hall.

The Governor elect, addressed the members of the General Assembly, acknowledging his profound sense of gratitude for this expression of public confidence, manifested by his election, to preside over the Executive Department of the Government.

The SPEAKER of the House of Representatives then administered to the Governor elect the Constitutional oath of office.

The SPEAKER, accompanied by the Members, and attended by the officers of the House, went to the Senate Chamber, when the President of the Senate delivered to the Governor his commission; and from thence, the Governor, accompaned by the PRESIDENT of the Senate and the SPEAKER of the House of Representatives; with the Members of the General Assembly, repaired to the Eastern Portico of the Capitol, when the Sheriff of Richland District, read the Governor's Commission, and made proclamation of his election.

The SPEAKER resumed the Chair.

On motion of Mr. CARN, a Message was ordered to be sent to the Senate proposing to go into a third ballot for Superintendent of Public Works this day, immediately after the ballot for a Law Judge.

Pursuant to notice, and by leave of the House, Mr. MIDDLETON introduced a Bill to incorporate the Charleston Gas-light company; which was read the first time and ordered to be read the second time to-morrow.

On motion of Mr. JOEL SMITH, a Resolution to adjourn the present Session of the General Assembly on the 18th instant, was *taken up*. After discussion thereon, the Resolution was again ordered to *lie on the Table.*

The Senate sent to this House for concurrence, the following Resolution, which was ordered to be considered immediately:

Resolved, That the present Session of the General Assembly be adjourned on Thursday the 17th instant, at 6 o'clock, P. M.

On motion of Mr. CARN, a message was ordered to be sent to the Senate, asking leave to amend the Resolution by striking out the word and figures "Thursday" and "17th," and inserting "Friday," "18th."

Mr. HUNT, from the Committee on the Judiciary, to whom was referred so much of the Governor's Message as relates to the whipping of white persons, and the presentment of the Grand Jury of Charleston District on the same subject, reported A Bill to authorize imprisonment at hard labor, or solitary confinement in addition, or in lieu of public whipping; which was read the first time, and ordered to be read the second time to-morrow.

Mr. HUNT, from the same Committee, made a Report on A Bill to alter the law in relation to endorsements of promissory notes in certain cases; which was ordered for consideration to-morrow.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 10, 1846.

Mr. Speaker and Gentlemen,

Senate concurs in the proposal of your House to go into a third ballot for Superintendent of Public Works, immediately after the ballot for Law Judge, this day. By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. WRIGHT, from the Committee on Public Buildings, made a Report on the Petition of a Committee appointed by the people of Pickens District, praying an appropriation for a Court House; which was ordered for consideration to-morrow.

On motion of Mr. TRADEWELL,

Resolved, That the Printers of the House of Representatives are hereby ordered to cause to be laid on the tables of its members, to-morrow at 12 o'clock, M., the Report, in print, of the Committtee of Ways and Means, on the Report of the President of the Bank of the State.

Mr. JOEL SMITH submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the President of the Bank of the State of South Carolina furnish, for the information of this Legislature, the monthly statement of the indebtedness of all the Directors of said Bank, for the present year.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report, on the Petition of Dr. William Cloud, praying the use of a portion of the Fishing Creek Canal; which was ordered for consideration to-morrow.

Mr. WALLACE gave notice, that he will move to-morrow, to suspend the 74th Rule of this House.

On motion of Mr. TORRE,

Resolved, That it be referred to the Committee on the Military, to enquire and Report upon the propriety of increasing the allowance to Artillery Companies, in certain cases.

On motion of Mr. TILLINGHAST,

Resolved, That the Committee on Vacant Offices do report to-morrow, whether the office of Coroner of Beaufort District be vacant or not, and if vacant, to nominate a Coroner for said District immediately.

The House then resolved itself into Committee of the Whole House, Mr. JAMISON in the Chair,

And proceeded to the consideration of the following Bills and Resolutions, which were made the Special Order of the day for this day, at 2 o'cloock, P. M:

A Bill providing for appointing the Electors of President and Vice President of the United States, by the people of South Carolina, and for changing the time for making such appointment, in conformity with the Act of Congress on this subject, approved 2d January, 1845;

A Bill to provide for the election of Electors of President and Vice President by the Legislature;

A Bill for the election of Electors of President and Vice President of the United States, by the people of the several election Districts of this State, in the ratio of representation of each District, respectively, in the General Assembly; and to alter the time of choosing such Electors, so as to conform to the Act of Congress on that subject, approved 2d January, 1845;

A Bill to transfer the election of Electors of President and Vice President of the United States, from the Legislature to the people;

Preamble and Resolutions, submitted by Mr. NORTHROP, directing the manner of appointing Electors of President and Vice President.

After some time spent in the discussion thereof, the Committee rose,

And the SPEAKER resumed the Chair.

The SPEAKER laid before the House the following communication, which was ordered to *lie on the Table*:

To the Honorable the Speaker,
and other Members of the House of Representatives,

GENTLEMEN,

I resign the office of Solicitor of the Middle Circuit, and tender you my sincere thanks for the distinguished honor you have conferred upon me by electing me to the office of Chancellor, which I accept.

JAMES J. CALDWELL.

December 10, 1846.

On motion of Mr. PHILLIPS, Ordered, That a Message be sent to the Senate, proposing to go into a ballot for Solicitor of the Middle Circuit, to fill the vacancy occasioned by the resignation of James J. Caldwell, Esq. to-morrow, at 12 o'clock, M.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles, and referred:

A Bill to limit the *lien* of Judgments by confession; and,

A Bill to authorize Sheriffs, and their successors in office, to execute titles in case of the death of the purchaser; were referred to the Committee on the Judiciary.

A Bill to revive and amend an act, entitled "An Act to authorize the formation of the Charleston, Georgetown and All Saints Rail Road Company, was referred to the Committee on Internal Improvements.

The Senate then attended and joined the House in a ballot for a Law Judge, to fill the vacancy occasioned by the resignation of Hon. A. P. Butler.

Mr. JAMISON, from the Committee of the Whole House, to whom were referred sundry Bills and Resolutions in relation to the election of Electors of President and Vice President of the United States, Reported, That the Committee had made progress therein, and asked leave to set again.

On motion of Mr. JAMISON, leave was granted to the Committee, to set again on Saturday next, at 1 o'clock, P. M.

The Senate then attended and joined the House in a third ballot for Superintendent of Public Works.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 10, 1846.

Mr. Speaker and Gentlemen:

Senate refuses leave to your House to amend the Resolution of the Senate in relation to the day of adjournment, by striking out the words "Thursday, 17th," and inserting "Friday, 18th instant."

By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. ALLEN, from the Committee appointed to count the votes given for Law Judge, Reported, That J. N. Whitner received 80 votes, T. J. Withers 78, Scattering 6; and that no candidate having received a majority, there is consequently no election.

The following Message was received from the Senate, in which the House concurred and an answer was returned:

IN THE SENATE, DECEMBER 10, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into a second ballot for a Law Judge, to fill the vacancy occasioned by the resignation of the Hon. A. P. Butler.

By order of the Senate,

ANGUS PATTERSON, *President.*

On motion of Mr. BOYKIN,

Resolved, That a Committee of seven members, on the part of this House, be appointed, and that a Message be sent to the Senate, requesting that Body to appoint a similar Committee, to form a Special Joint Committee to nominate five State Proxies, to represent the Stock held by the State in the South Western Rail Road Bank and South Carolina Rail Road Company.

The SPEAKER appointed the following gentlemen of the Committee, on the part of this House: Messrs. BOYKIN, MIDDLETON, OTTERSON, WARE, JOEL SMITH, TILLINGHAST and SIMONS; and a Message was accordingly sent to the Senate.

The Senate then attended and joined the House in a second ballot for Law Judge.

The General Orders were resumed,

And the House read the second time, A Bill to amend the sixth section of an act, entitled "An Act for the better regulation and government of free negroes, and persons of color, and for other purposes," ratified on the 23d of December, 1822; after some time spent in the discussion thereof, On motion of Mr. JOHNSON, the further consideration of the Bill was postponed to the first day of January next.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 10, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into an election to-morrow, at 12 o'clock, M., for a Solicitor, to fill the vacancy occasioned by the resignation of James J. Caldwell, Esq.

By order of the Senate,

ANGUS PATTERSON, *President.*

Mr. W. W. HARLLEE, from the Committee on Incorporations, made a Report, on A Bill to define the terms upon which Rail Road Companies, shall hereafter be incorporated ; which was ordered for consideration to-morrow.

On motion of Mr. CARN, the House adjourned, at 47 minutes past 4 o'clock, P. M.

FRIDAY, DECEMBER 11, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. BOYLE, from the Committee appointed to count the votes for a Law Judge on the second ballot, made the following Report :

The Committee appointed on the part of the House to count the votes for Law Judge, beg leave to Report the following as the result:

That the whole number of votes were	159	votes.
That J. N. Whitner, received	79	
T. J. Withers,	79	
E. J. Withers,	1	

Eighty being a majority, and no candidate having received that number, there is consequently no election.

The Committee further state that in order to avoid any mistake, the Committee resolved upon counting over the votes a second time, and the result then was,

That J. N. Whitner, received	79	votes.
T. J. Withers,	78	
E. J. Withers,	1	
J. M. Whitner,	1	

And though your Committee have since been informed that such a proceeding was not official, and therefore could not be entered in their Report yet, they have thought it best to make a full statement of the facts, in order that the House might take action upon them.

On motion of Mr. MEMMINGER,

Ordered, That a Message be sent to the Senate, proposing to go into a third ballot for Law Judge, this day at half past 11 o'clock, A M.

Mr. BENBOW, from the Committee appointed to count the votes given for Superintendent of Public Works on the third ballot, Reported that no Candidate had received a majority, and that conseqently there is no election.

On motion of Mr. CARN,

A Message was ordered to be sent to the Senate, proposing to go into a fourth ballot for Superintendent of Public Works, immediately after the ballot for Law Judge.

On motion of Mr. MEMMINGER,

Resolved, That additional ballot boxes be provided by the Messenger for the purpose of enabling the Committees to preserve and scrutinize the ballots given.

The Senate sent to this House for concurrence, a Resolution authorizing the Commissioners of the Poor, for Kershaw district, to sell a certain tract of land; which was referred to the Committee on the Judiciary.

The Senate sent to this House a Bill to alter and amend "An Act to authorize the formation of the Grechville and Columbia Rail Road Company," which was read the first time, and ordered to be read the second time to-morrow.

The Senate returned to this House, a Bill to authorize a reduction of the toll on single horse carts on the State Road; which was read the third time.

Resolved, That the Bill do pass. That the title thereof be changed, that it be called "An Act," and sent to the Senate.

Pursuant to notice given yesterday, and on motion of Mr. WALLACE, the 74th rule of this House, was suspended, to enable him to present a Petition of a private nature.

Mr. WALLACE, presented the Petition of John Bennet, praying that an act may be passed, authorizing him to receive a license to peddle, upon a residence of seven years in the district where he resides; which was referred to the Committee on Roads, Bridges and Ferries.

Mr. HOLLAND presented the Account of H. Boulware, Sheriff, for services rendered the State; which was referred to the Committee on Claims.

Mr. A. M. MARTIN, obtained leave to withdraw the Petition of sundry Ladies of St. Peter's, praying incorporation.

Mr. GILES presented the Petition of sundry citizens of York and Spartanburg districts, praying the improvement of the navigation of Broad River above the ninety nine islands, up to the North Carolina line; which was referred to the Committee on Internal Improvements.

Mr. G. W. WILLIAMS, from the Committee on Penisons, to whom was recommitted their Report on the petition of Abarilla Wilbanks, made a Report, which was ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Report of the Committee on Claims and Grievances of the Senate, on the Account of the Charleston Mercury, for advertising notice of escheat;

On the Report of the same Committee, on the Account W. W. Purse, for work done on the Senate Chamber;

On the Report of the same Committee, on the Account of Samuel Weir, for advertising;

On the Report of the same Committee, on the Account of J. M. Curtis, for work done on the State House;

On the Petition of N. B. Thomas;

On the Account of C. Beck, for work done on the State House;

On the Account of the South Carolinian, for advertising; and,

On the Account of Thomas W. Glover, Clerk of the House, for Stationery; which were severally ordered for consideration to-morrow.

Mr. MIDLLETON, from the Committee on Internal Improvements, made Reports,

On A Bill to revive and amend an Act, entitled "An Act to authorize the formation of the Charleston, Georgetown and All Saints Rail Road Company;" and,

On a Resolution concerning the proceeds of sales of Catawba and Wateree lands; which were severally ordered for consideration to-morrow.

Mr. HENRY, from the Committee on District Offices and Officers, to whom had been re-committed A Bill prescribing the mode of electing Tax Collectors, and for other purposes, made a Report; which was ordered for consideration to-morrow.

Mr. BOYCE, from the Committee on the Judiciary, made a Report, on A Bill to authorize Sheriffs and their successors in office, to execute titles in case of the death of the purchaser; which was ordered for consideration to-morrow.

Mr. YANCEY, from the Committee on the Judiciary, made a Report on A Bill the better to regulate and test the claims of third persons, not parties to an Execution, which shall be levied by Sheriff or Coroner, on property either real or personal, claimed by such persons; which was ordered for consideration to-morrow.

Mr. JOEL SMITH, from the Abbeville Delegation, made a Report on the Annual Report and Accounts of the Trustees of the estate of Dr. De La Howe: which was ordered for consideration to-morrow.

Mr. HARLLEE, from the Committee on Incorporations, made Reports,

On the Petition of sundry citizens of Due West Corner, for incorporation

On the petition of the Intendant and Wardens of the Town of Edgefield, praying an amendment of charter; which were severally ordered for consideration to-morrow;

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On A Bill to limit the *lien* of Judgments by confession; and,

On A Bill, from the Senate, to amend an Act, entitled "An Act to amend the Act of one thousand seven hundred and eighty-eight, commonly called the Prison Bounds Act," passed the 19th December, 1833; which were severally ordered for consideration to-morrow.

Mr. COOPER, from the Committee on Vacant Offices, made the following Report, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

The Committee on Vacant Offices, to whom was referred a Resolution to enquire whether the office of Coroner of Beaufort District be vacant, and to nominate a Coroner for said District, respectfully Report, That they find the office vacant, and recommend that James T. Robertson be appointed to fill the same.

Mr. TORRE submitted the following Resolution, which was referred to the Committee on Privileges and Elections:

Resolved, That the Managers of the lower poll on Charleston Neck, be authorized to change the place of holding elections, from Oppenheim's, to such place in its vicinity as may be selected by said Managers. The Managers of St. Philip's and St. Michael's shall, in publishing the notice of elections, specify the place which shall be selected by the Managers of the lower poll as above directed.

Pursuant to notice, and by leave of the House, Mr. J. J. WILSON introduced A Bill to make navigable certain streams in Edgefield and Barnwell Districts; which was read the first time, and ordered to be read the second time to-morrow.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 11, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go into a third ballot today, at half past 11 o'clock, for a Law Judge, to fill the vacancy occasioned by the resignation of Judge Butler, and immediately thereafter into a fifth ballot for Superintendent of Public Works.

By order of the Senate,

ANGUS PATTERSON, *President.*

The Senate then attended, and joined the House in a third ballot for Law Judge, and immediately after, in a fourth ballot for Superintendent of Public Works, and immediately thereafter, for Solicitor of the Middle Circuit.

Mr. A. H. DUNKIN, from the Committee appointed to count the votes given for Law Judge on the third ballot, Reported, That T. J. Withers re-

ceived 87 votes, and J. N. Whitner received 76 votes, and that 82 votes was a majority: Whereupon, the SPEAKER announced, that T. J. WITHERS is duly elected a Law Judge.

Mr. HALL, from the Committee appointed to count the ballots cast for Solicitor of the Middle Circuit, reported, that Simeon Fair received 97 votes, which is a majority: Whereupon, the SPEAKER announced that SIMEON FAIR is duly elected Solicitor of the Middle Circuit.

Mr. FERNANDES, from the Committee, appointed to count the votes given for Superintendent of Public Works on the fourth ballot, reported, That no candidate had received a majority, and that consequently there is no election.

On motion of Mr. TORRE, ordered, that a message be sent to the Senate, proposing to go forthwith into a fifth ballot for Superintendent of Public Works.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 11, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in the proposal of your House, to go forthwith into a fifth ballot for Superintendent of Public Works.

By order of the Senate.

ANGUS PATTERSON, *President.*

On motion of Mr. CARN, the following Bill was *taken up*:

A Bill to increase the Free School Fund,

Be it enacted by the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same, That in addition to the sum now allowed and appropriated by law, for the support and maintenance of Free Schools, the dividends hereafter annually arising from all shares held by the State of South Carolina, in the Capital Stock of the South Carolina Rail Road Company, and from any reinvestment which may hereafter be made of the said Stock, be and the same are hereby appropriated and apportioned for the support of the said Free Schools throughout the State, in the same way that the Free School Fund is or may be appropriated, and apportioned according to law.

The Bill was read the second time.

Mr. WRIGHT moved to amend the Bill by adding the following clauses:

And be it further enacted, That the dividends aforesaid, as well as the sums now allowed and appropriated by law for the support of Free Schools, be distributed according to the number of the free white population of the districts and parishes of the State respectively.

And be it further enacted, That all acts and clauses of Acts, inconsistent with this Act be, and they are hereby repealed.

Mr. TORRE moved to lay the amendment *on the Table*; which was decided in the negative.

YEAS.....48.
NAYS.....64.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Alexander,	Messrs. Harllee,	Messrs. Pye,
Bedon,	Horlbeck,	Pringle,
Benbow,	Huger,	Read,
Blakeney,	Harleston,	Rogers,
Carew,	Jamison,	Seabrook,
Carn,	Johnson,	Simons,
Cooner,	Lucas,	Joel Smith,
Cooper,	Memminger,	Sloan,
Crawford,	Mitchell,	Sullivan,
DeSaussure,	Moseley,	Tillinghast,
A. H. Dunkin,	Northrop,	Torre,
DuPre,	Oswald,	Vinson,
Evans,	Phillips,	Whaley,
Geiger,	Porter,	Chas. Williams.
Gillison,	Poyas,	J. J. Wilson.
Gary,	Pressley,	

Those who voted in the negative, are,

Messrs. Aiken,	Messrs. Harrington,	Messrs. Pope,
Allen,	Harrison,	T. W. Porcher,
Atkinson,	Henry,	W. M. Porcher,
Barnes,	Holland,	Simkins,
Boyce,	Holmes,	E. P. Smith,
Boykin,	Hough,	Springs,
Broyles,	Hunt,	Summer,
Calhoun,	Jones,	Swygert,
Cantey,	Kennedy,	A. R. Taylor,
Chandler,	McCaw,	D. S. Taylor,
Davie,	McLure,	Thomson,
P. E. Duncan,	McCully,	Towles,
Elliott,	McCutchen,	Tradewell,
Fernandes,	A. M. Martin,	Wallace,

Foster,	Middleton,	Ware,
Gibbs,	Miller,	G. W. Williams,
Giles,	Murrell,	I. D. Wilson,
Gist,	Orr,	Witherspoon,
Griffin,	Otterson,	Wright,
Hall,	Owens,	Yancey,
Hardee,	E. G. Palmer,	Zimmerman.
Harley,		

On motion of Mr. JOEL SMITH, the further consideration of the Bill and Amendment was indefinitely postponed.

The Senate then attended and joined the House in a fifth ballot for Superintendent of Public Works.

Mr. ORR presented the Report of the Comptroller General, on the sales of Lots in the Town of Columbia, which was referred to the Committee of Ways and Means.

Mr. ORR gave notice that he will ask leave to-morrow to introduce a Bill to restore Spartanburg District to the Western Circuit.

Mr. HARRISON from the Committee appointed to count the votes given for Superintendent of Public Works on the fifth ballot, reported, that no candidate had received a majority and that consequently there is no election.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 11, 1846.

Mr. Speaker and Gentlemen:

Senate proposes to your House to go forthwith into another ballot for Superintendent of Public Works.

By order of the Senate.

ANGUS PATTERSON, *President.*

In which the House concurred and an answer was returned.

Mr. WITHERSPOON gave notice that he will ask leave to-morrow to introduce a Bill to give two week's Court to Sumter District at its regular Spring and Fall Sessions.

Mr. MIDDLETON, from the Commitee on Internal Improvements, made a report,

On the Report of the State Proxies in the South Carolina Rail Road Company; which was ordered for consideration to-morrow.

On motion of Mr. HUNT,

The Special Order for this day, at 12 o'clock M. was discharged, and

A Bill to establish a separate Court of Appeals in all cases at Law and in

Equity, and to reorganize the Judiciary system of this State in conformiy thereto, together with the reports of the majority and minority of the Committee of the Judiciary thereon, were made the Special Order of the Day, for to-morrow, at 12 o'clock, M.

Mr. HUNT, from the Committee on the Judiciary, made Reports,

On a Bill, from the Senate, to alter and amend the law concerning the custody and care of derelict estates by the Ordinary;

On A Bill, from the Senate, to increase the jurisdiction of Ordinary in the appointment of guardians;

On A Bill to alter the Law in relation to the election of Tax Collectors by the people;

On A Bill to increase the jurisdiction of the Ordinary in the partition and division of real and personal estate, and in the appointment of guardians, and

On A Bill to increase the jurisdiction of the Courts of Ordinary in the appointment of guardians of personal estate;

On a Resolution, from the Senate, authorizing the Commissioners of the Poor for Kershaw district, to sell a certain tract of Land, and,

On a Resolution as to the expediency of amending the law as to principal and surety, which were severally ordered for consideration to-morrow.

The Senate attended and joined the House in a sixth ballot, for Superintendent of Public Works.

On motion of Mr. BOYCE,

Resolved, That a special Committee of five, be appointed to prepare a plan for distributing the Free School Fund, and to suggest such further modifications of the present system, as they may think proper. The Committee to report to the General Assembly, at their next regular Session.

The SPEAKER appointed the following Gentlemen of the Committee, Messrs. BOYCE, CARN, NORTHROP, DESAUSSURE and SUMMER.

Mr. HENRY submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence.

Resolved, That William C. Black, the Comptroller General, in consequence of the sickness of his family, have leave to suspend his attendance in office for the balance of the Session, and that he be permitted to discharge duty of Comptroller by Deputy, during that time.

The Senate returned to this House a Bill to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law; which was read the third time.

Resolved, That it do pass; that the title thereof be changed, that it be called "An Act," and sent to the Senate

On motion of Mr. MEMMINGER,

The Report of the Committee of Ways and Means, on the Report of the President and Directors of the Bank of the State of South Carolina, was made the Special Order of the Day for Monday next, at 12 o'clock, M.

On motion of Mr. SULLIVAN,

Resolved, That it be referred to the Committee on the Judiciary, to enquire and report on the expediency of providing by law for a more definite mode of reporting cases in which appeals are taken to the Law Court of Appeals.

On motion of Mr. CHARLES WILLIAMS, the House adjourned, at 30 minutes past 4 o'clock, P. M.

SATURDAY, DECEMBER 12, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House, with their concurrence,

The Reports of the Committee of Ways and Means,

On the Petition of James C. Brown;

On the Petition of Isaac H. Cosnahan; and,

On the Petition of J. H. Coleman;

Report of the Committee on Pensions,

On the Petition of James Odom, Administrator of Reynolds Dill.

Resolutions on the resignation of Chancellor DAVID JOHNSON; and,

A Resolution directing the President of the Bank of the State to furnish the monthly statement of the indebtednss of all the Directors of the said Bank.

The Senate sent to this House, for concurrence,

The Reports of the Committee on the Military and Pensions of the Senate, On the Petition of Sarah Crossland, widow of John Crossland, praying to be placed on the Pension roll; and,

On the Petion of Richmond R. Terrell, Administrator of John Hinson, to be paid one year's arrears of pension; which were severally referred to the Committee on Pensions, of this House.

The Senate sent to this House, A Bill to abolish Brigade Encampments; which was read the first time, and ordered to be read the second time on Monday next.

The Sen te returned to this House, An Act to abolish the allowance of Tare

on Bales of Cotton; which was committed to the Committee on Engrossed Acts.

Mr. HUGER, from the Committee appointed to count the votes given for Superintendent of Public Works, on the sixth ballot, reported, That E. D. EARLE received 89 votes, which was a majority; whereupon the SPEAKER announced that E. D. EARLE is duly elected Superintendent of Public Works.

On motion of Mr. TRADEWELL,

Resolved, That the Communication of the President of the Bank of the State, entitled the private annual Report of said President, addressed to the Hon. SPEAKER and Members of the House of Representatives, be laid on the table of the Clerk of this House, for the inspection and information of its Members.

On motion of Mr. ORR,

Resolved, That it be referred to the Committee of Ways and Means, to enquire, and Report the annual amount due the Catawba Indians under the Treaty of 1840; what amount has been appropriated by the Legislature, and if the whole amount has not been appropriated, the reason therefor; as also to enquire and report on the expediency of selling the Lands purchased for them in York District, and paying over the proceeds thereof to the Catawbas' or their authorized agent. Also, as to the fidelity with which the present agent has discharged his duty.

Mr. BLAKENEY, from the Committee on Claims made Reports,

On the Petition of Jeremiah Cockrell, Sheriff;

On the Account of J. B. Irving, Sheriff;

On the Account of S. P. Sutton, for services as a guard;

On the Account of Nathaniel Harris;

On the Account of J. D. White;

On the Account of A. C. Sutton, for services as a guard; and,

On the Account of Edward Mulligan; which were severally ordered for consideration on Monday next.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on Petitions of citizens of Darlington, for an appropriation to improve the navigation of Pee Dee River; which was ordered for consideration on Monday next.

On motion of Mr. MIDDLETON, leave of absence was granted to the Superintendent of Public Works, for the remainder of the Session, on account of his own, and the indisposition of his family.

Mr. HARRISON, from the Committee on the Judiciary, made a Report, on A Bill to change the practice in Equity as regards defendants; which was ordered for consideration on Monday next.

Mr. JAMISON, from the Committee on the Military, made a Report on a Resolution, to enquire and Report upon the propriety of increasing the allowance to Artillery Companies in certain cases; which was ordered for consideration on Monday next.

Pursuant to notice, and by leave of the House, Mr. ORR, introduced A Bill to restore Spantanburg District to the Western Circuit; which was read the first time, and ordered to be read the second time on Monday next.

Pursuant to notice, and by leave of the House, Mr. WITHERSPOON, introduced A Bill to alter the sittings of the Courts of Law, for the districts of Kershaw and Sumter, and to give two weeks to the Courts for Sumter district; which was read the first time, and ordered to be read the second time on Monday next.

On motion of Mr. MEMMINGER, the Private Annual Report of the President of the Bank of the State of South Carolina, exhibiting the indebtedness of the Officers and Directors of said Bank and its Branches, was read.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The following Bills were read by their titles and referred:

A Bill to provide for holding the Court of Common Pleas and General Sessions, for Fairfield District, for two weeks, at the Fall Term, was referred to the Committee on the Judiciary, and,

A Bill to incorporate the Charleston Gas Light Company, was referred to the Committee on Incorporations.

A Bill from the Senate, to incorporate the Wilmington and Manchester Rail Road Company, was read the second time, and ordered to be returned to the Senate.

Mr. HUNT, from the Committee on the Judiciary, to whom was referred a Resolution as to the expediency of providing by law, a more definite mode of reporting cases, Reported A Bill to provide a more definite mode of preparing reports of cases carried up to the Courts of Appeals; which was read the first time, and ordered to be read the second time on Monday next.

Mr. CARN, from the Committee on Roads, Bridges and Ferries, made a Report, on the petition of John Bennet, praying that an Act may be passed authorizing him to receive a license to peddle, upon a residence of seven years in the district where he resides; which was ordered for consideration on Monday next.

Mr. COOPER, from the Committee on Vacant Offices, made a Report, appointing Magistrates, Coroners and other district Officers; which was ordered for consideration on Monday next.

On motion of Mr. HUNT, the House then proceeded to the consideration

of A Bill to establish a separate Court of Appeals, in all cases at Law and in Equity, and to re-organize the Judiciary System of this State in conformity thereto, together with the Reports of the majority and minority of the Committee on the Judiciary thereon, which had been made the Special Order of the day for this day, at 12 o'clock, M.

Mr. PHILLIPS, moved to strike out the enacting words of the Bill, and after sometime spent in the discussion,

On motion of Mr. HENRY, the said Bill and Reports, were made the Special Order of the day, for Monday next, at 2 o'clock, P. M.

The Senate sent to this House, A Bill to abolish the Office of Superintendent of Public Works, and,

A Bill to diminish the number of Magistrates; which were read the first time, and ordered to be read the second time on Monday next.

The Senate returned to this House, with their concurrence, a Resolution to permit the Comptroller General to be absent during the Session of the General Assembly, and,

The Report of the Committee on Vacant Offices, apppointing a Coroner for Beaufort District.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts:

An Act to authorize a reduction of the toll on single horse carts on the State Road, and,

An Act to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law.

On motion of Mr. JAMISON, the House then Resolved itself into a Committee of the whole House, Mr. JAMISON in the Chair, on sundry Bills and Resolutions, providing for the election of Electors of President and Vice President.

The Committee rose, and the SPEAKER resumed the Chair.

The House proceeded to the consideration of the

GENERAL ORDERS.

A Bill to establish certain Roads, Bridges and Ferries, was read the second time, and sent to the Senate.

On motion of Mr. MEMMINGER, the Report of the Committee of Ways and Means, on a Resolution as to the expediency of winding up the concerns of the South Western Rail Road Bank was re-committed to the same Committee.

On motion of Mr. WALLACE, a Resolution to adjourn the present Session of the General Assembly, on Friday the 18th instant, was *taken up*, and

after discusssion thereof, the Resolution was agreed to, and ordered to be sent to the Senate for concurrence.

Mr. JOEL SMITH presented the supplemental *private* Annual Report of the President of the Bank of the State of South Carolina, made in obedience to a Resolution of this House, exhibiting the names and indebtedness of such of the Directors of said Bank, as were not embraced in the former Report; which was read, and ordered *to lie on the table.*

On motion of Mr HENRY, leave of absence was granted from and after Monday next, to Mr. JAMES CANTEY, who is a Volunteer in the South Carolina Regiment, called into the service of the United States, and who is about to join his Regiment.

The General Orders were resumed.

A Bill to define the terms upon which Rail Road Companies shall hereafter be incorporated, was called for a second reading, and the eleventh section having been read,

Mr. SULLIVAN moved that the further consideration of the Bill be postponed to the first day of January next; and, the question being put, tellers were called for, and the House divided.

The SPEAKER appointed Messrs. CALHOUN, POPE, SULLIVAN and HOLLAND, to count the House. The tellers reported 35 in the affirmative and 55 in the negative. So the Bill was not postponed to the first day of January next.

The yeas and nays were then requested on the postponement of the further consideration of said Bill, till the first day of January next, which was decided in the negative.

YEAS.....36.
NAYS.....63.

Those who voted in the affirmative are,

Messrs. Allen,	Messrs. Huger,	Messrs. Seabrook,
Benbow,	McCutchen,	Shingler
Boykin,	A. M. Martin,	Simons,
Bull,	Middleton,	E. P. Smith,
Foster,	Miller,	Sullivan,
Gibbs,	Mitchell,	Swygert,
Gillison,	Moseley,	Tillinghast,
Hardee,	Northrop,	Towles,
Harllee,	Otterson,	Tradewell,
Harrington,	Pope,	Vinson,
Holland,	Read,	Wallace,
Holmes,	Rogers,	C. Williams.

Those who voted in the negative are,

Hon. W. F. COLCOCK, Speaker.

Messrs. Aiken,	Messrs. Gist,	Messrs. Poyas,
Alexander,	Hall,	Pressly,
Barnes,	Harleston,	Pringle,
Boyce,	Harley,	Pye,
Boyle,	Harrison,	Joel Smith,
Calhoun,	Jamison,	Sloan,
Carew,	Johnson,	Springs,
Carn,	Kennedy,	Summer,
Chandler,	Lucas,	A. R. Taylor,
Cooner,	McCaw,	D. S. Taylor,
Cooper,	McLure,	Thomson,
Crawford,	McCully,	Torre,
DeSaussure,	B. Y. Martin,	Waldo,
P. E. Duncan,	Memminger,	Whaley,
A. H. Dunkin,	Orr,	G. W. Williams,
DuPre,	Oswald,	I. D. Wilson,
Elliott,	Owens,	Witherspoon,
Evans,	Palmer,	Wright,
Fernandez,	Phillips,	Yancey,
Geiger,	T. W. Porcher,	Zimmerman.
Giles,	W. M. Porcher,	

The General Orders were suspended, and,

Mr. JAMISON, from the Committee of the Whole House, to whom were referred sundry Bills and Resolutions, relating to the election of President and Vice President of the United States, Reported, that they had had that subject under consideration, and made progress therein, and asked leave to sit again, on Monday next, at 7 o'clock, P. M., which was granted.

On motion of Mr. WRIGHT, the House adjourned, at 8 minutes past 5 o'clock, P. M.

MONDAY, DECEMBER 14, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of Saturday's proceedings was read.

The Senate returned, with their concurrence,

A Resolution to adjourn the present Session of the General Assembly on Friday, the 18th instant.

The Senate sent to this House, for concurrence,

A Resolution granting leave of absence to the Superintendent of Public Works; which was ordered to be considered immediately, was concurred in, and ordered to be returned to the Senate.

The Senate sent to this House,

A Bill to alter and amend the fifth section of an Act entitled "An Act to vest certain lands in the town of Beaufort, in Trustees, for the purpose of building and endowing a College in the town of Beaufort, and to incorporate the same, and for certain other purposes therein mentioned," ratified on the nineteenth day of December, in the year of our Lord one thousand seven hundred and ninety-five; which was read the first time, and ordered to be read the second time to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made Reports,

On the Report of the Committee on the Military and Pensions, of the Senate, on the Petition of Richard R. Terrell, Administrator of John Hinson, deceased; and

On the Report of the same Committee, on the Petition of Sarah Crossland; which were severally ordered for consideration to-morrow.

On motion of Mr. CARN, leave of absence was granted to Mr. PYE, for the remainder of the Session, on account of the indisposition of his family.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On the Petition of T. W. Moore, to be released from his liability on certain Bonds given for Public Lands; and

On the Petition of sundry citizens of Barnwell District, for an appropriation for clearing out Saltketcher; which were severally ordered for consideration to-morrow.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Account of John G. Bowman, for Printing; and

On the Account of I. C. Morgan, for Printing; which were severally ordered for consideration to-morrow.

On motion of Mr. WALLACE,

Resolved, That the Printer of this House be requested to return to the Speaker's desk, by 11 o'clock to-morrow, the Report of the Committee on District Offices and Officers, upon a Resolution requesting His Excellency, the Governor, to cause to be compiled all the laws now of force in the State, in relation to the powers and duties of Magistrates and Constables.

Mr. DAVIE, from the Committee on Privileges and Elections, made a Re-

port, establishing Places and appointing Managers of Elections in the several Districts and Parishes; which was ordered for consideration to-morrow.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The Report of the Committee on Internal Improvements, on

A Bill to abolish the office of Superintendent of Public Works was read, recommending that said Bill do not pass. On the question, Will the House agree to the Report?

Tellers were called for, and the House divided.

The SPEAKER appointed Messrs. WITHERSPOON, SULLIVAN, MIDDLETON and BENBOW to count the House. The Tellers reported 30 in the affirmative and 55 in the negative. So the House did not agree to the Report.

On motion of Mr. BLAKENEY, the Bill was ordered to *lie on the Table.*

A Bill concerning the Office of Superintendent of Public Works, was called for a second reading, and on motion of Mr. MIDDLETON, the Bill was ordered to *lie on the Table.*

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to amend the law in relation to the contested elections of Major-Generals and Brigadier-Generals of the Militia of this State;

A Bill to convey to the United States certain lands on Sullivan's Island, James Island, and Shute's Folly Island;

A Bill to define the terms upon which Rail Road Companies shall hereafter be incorporated; and

A Bill to make Appropriations for the year commencing in October, one thousand eight hundred and forty-six.

Mr. MEMMINGER, Chairman of the Committee of Ways and Means, gave notice, that at the third reading of a Bill to make Appropriations for the year commencing in October, 1846, he will move certain amendments.

A Bill to Charter the Charlotte and South Carolina Rail Road Company, was read the second time, and ordered to be sent to the Senate.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 14, 1846.

Mr. Speaker, and Gentlemen:

Senate has appointed Messrs. ALLSTON, WITHERSPOON, PERRIN, IRBY and COOPER, a Special Committee to nominate suitable persons to represent the State in the meetings of the South Carolina Rail Road Company and the South Western Rail Road Bank; and respectfully asks your House to appoint a similar Committee to act with the Committee of the Senate.

By order of the Senate,

ANGUS PATTERSON, *President.*

In which the House concurred, and an answer was returned, informing Senate that this House had appointed Messrs. BOYKIN, MIDDLETON, OTTERSON, WARE, JOEL SMITH, TILLINGHAST and SIMONS, a Committee to join the Committee of the Senate.

On motion of Mr. BOYCE, a Message was ordered to be sent to the Senate, proposing to go into a ballot for President and Directors of the Bank of the State of South Carolina, on Friday next, at 12 o'clock, M.

On motion of Mr. MEMMINGER, the Special Order of the day for this day at 12 o'clock, M., was discharged, and The Report of the Committee of Ways and Means, on the Report of the President and Directors of the Bank of the State, was made the Special Order of the day for Wednesday next, at 12 o'clock, M.

Mr. AIKEN, from the Committee on Accounts, made a Report on the Contingent Accounts against the Upper Division of the Treasury; which was ordered for consideration to-morrow.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Account of the Commissioners of the Poor of Prince George, Winyaw, as to the expenditure of the Transient Poor Fund;

On the Petion of W. A. Ancrum;

On the Reports of the Comptroller General, and of the Commissioner of the Town of Columbia, as to the Lots of Land in said Town belonging to the State;

On the Petition of John J. Kinsler;

On the Petition of John N. Walker; and,

On the Petition of Samuel Kennerly; which were severally ordered for consideration to-morrow.

The House then proceeded to the consideration of A Bill to establish a separate Court of Appeals, in all cases, at Law and in Equity, and to re-organize the Judiciary System of this State, in conformity thereto; which had been made the Special Order of the day for this day, 12 o'clock, M. The question before the House being on Mr. PHILLIPS' motion to strike out the enacting words of the Bill, and after some time spent in the debate,

On motion of Mr. HUNT, the Bill was made the Special Order of the day for to-morrow, 12 o'clock, M.

On motion of Mr. PRESSLY, at 50 minutes past 3 o'clock, P. M., business was suspended, till half-past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The following Bills were read by their titles and referred:

A Bill to make navigable certain streams in Edgefield and Barnwell Districts;

A Bill, from the Senate, to alter and amend "An Act to authorize the formation of the Greenville and Columbia Rail Road Company;" and,

A Bill, from the Senate, to abolish the office of Superintendent of Public Works, were referred to the Committee on Internal Improvements.

A Bill to alter the sittings of the Courts of Law for the Districts of Kershaw and Sumter, and to give two weeks to the Courts for Sumter District, was referred to the Committee on the Judiciary; and,

A Bill, from the Senate, to diminish the number of Magistrates, was referred to the Committee on District Offices and Officers.

A Bill to restore Spartanburg District to the Western Circuit, was called for a second reading; On motion of Mr. ORR, the reference of said Bill was dispensed with, by the unanimous consent of the House, and without debate. The Bill was then read the second time, and ordered to be sent to the Senate.

The Senate sent to this House the following Bills, which were read the first time, and ordered to be read the second time to-morrow:

A Bill to limit the *lien* of Judgments by Confession:

A Bill to incorporate the Charleston Gas Light Company; and,

A Bill to amend the law in relation to Sheriffs.

A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted, was read the second time, and ordered to be sent to the Senate.

On motion of Mr. ORR, the Special Order for this day at 7 o'clock, P. M. was discharged, and sundry Bills and Resolutions, prescribing the mode of electing Electors of President and Vice President of the United States, were made the Special Order of the day for to-morrow, at 7 o'clock, P. M.

The following Bills were read the second time, and ordered to be sent to the Senate;

A Bill to amend the law in relation to Magistrates and Constables;

A Bill to Incorporate the De Kalb Manufacturing Company, and for other purposes;

A Bill to extend the jurisdiction of Magistrates in the Town of Hamburg, in cases of Foreign attachment;

A Bill to establish a Board of Navigation and Police on certain navigable rivers; and,

A Bill to amend An Act entitled "An Act to incorporate the Belvidere Manufacturing Company in the State of South Carolina."

A Bill to define the terms upon which the State will aid in the construc-

tion of Rail-Roads, was called for consideration, and on motion of Mr. MIDDLETON, was ordered to *lie on the table.*

A Bill to provide for the election of Masters, Registers and Commissioners in Equity by the people, together with the Report of the Committee on District Offices and Officers thereon, recommending that said Bill do not pass, was called for a second reading. The House agreed to the Report of the Committee, and the Bill was consequently rejected.

A Bill, from the Senate, to alter and amend so much of the Act to regulate the Office of Comptroller General, ratified on 17th December 1834, as relates to contingent Accounts, was read the second time and ordered to be returned.

The General Orders were suspended.

Mr. HUNT, from the Committee on the Judiciary, made a Report on a Bill to alter the sittings of the Courts of Law, for the Districts of Kershaw and Sumter, and to give two weeks to the Courts for Sumter District; which was ordered for consideration to-morrow.

Mr. TRADEWELL, from the Committee on the Lunatic Asylum, made a Report on the Report of the Regents of the Lunatic Asylum; also, the Reports of the Physician and Superintendents; which were ordered for consideration to-morrow.

A Bill, from the Senate, to abolish Brigade Encampments, was read by its title and referred to the Committee on the Military.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill concerning the State Roads; and,

A Bill concerning the navigation of Little Pee Dee River.

The House then proceeded to the consideration of the Report of the Committee on the Judiciary, on A Bill to prevent the marital rights of the husband from attaching to the estates of married women, which recommended that the following Bill should be substituted in lieu thereof:

A Bill to protect the slaves of the wife from the marital rights of the husband to the same extent as her real estate is now protected, and to prescribe the terms for which the same may be aliened.

SEC. 1. *Be it enacted by the Honorable the Senate and House of Representatives, now met and sitting in General Assembly, and by the authority of the same,* That from and after the passing of this Act, any negro slave or slaves, the proper goods and chattels of any *feme covert,* which she may have or be in any manner whatsoever entitled to, in possession, remainder or reversion, at the time of marriage, or during coverture, shall be protected from

the marital rights of the husband to the same extent that the real estate of the wife is now protected by Law.

SEC. 2. *And be it further enacted by the authority aforesaid*, That any *feme covert* may relinquish her interest in any slave or slaves, her proper goods and chattels in the same manner, and not otherwise, that she may now relinguish her inheritance in her real estate.

Mr. MEMMINGER moved that the substitute recommended by the Committee be indefinitely postposed, which was decided in the negative.

YEAS.....31.

NAYS.....72.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Boykin,	Messrs. McCaw,	Messrs. Joel Smith,
Calhoun,	B. Y. Martin,	Swygert,
Carew,	Memminger,	Thomson,
Chandler,	Middleton,	Tillinghast,
DeSaussure,	Orr,	Torre,
A. H. Dunkin,	Phillips,	Towles,
Hall,	Pope,	Tradewell,
Hardee,	T. W. Porcher,	Walker,
Harrison,	Porter,	Whaley.
Jamison,	Poyas,	
Johnson,	Pringle,	

Those who voted in the negative, are

Hon. WILLIAM F. COLCOCK, Speaker.

Messrs. Aiken,	Messrs. Harllee,	Messrs. Read,
Alexander,	Harrington,	Rice,
Allen,	Henry,	Rogers,
Barnes,	Holland,	Shingler,
Bedon,	Holmes,	Simons,
Benbow,	Horlbeck,	E. P. Smith,
Boyce,	Huger,	Sloan,
Boyle,	Hunt,	Springs,
Broyles,	McLure,	Sullivan,
Carn,	McCutchen,	Summer,
Cooper,	McCully,	A. R. Taylor,
P. E. Duncan,	A. M. Martin,	D. S. Taylor,
Evans,	Miller,	Vinson,
Fernandes,	Mitchell,	Waldo,
Foster,	Mosely,	Ware,

Gary,	Murrell,	C. Williams,
Geddes,	Northrop,	G. W. Williams,
Geiger,	Oswald,	I. D. Wilson,
Gibbs,	Otterson,	J. J. Wilson,
Giles,	Owens,	Witherspoon,
Gist,	Palmer,	Wright,
Gillison,	W. M. Porcher,	Yancey,
Harleston,	Pressly,	Zimmerman.
Harley,	Pye,	

The question was then put, Will the House agree to substitute the Bill proposed by the Committee in lieu of the one which had been referred to the Committee? Which passed in the affirmative.

YEAS.....50.

NAYS.....48.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Aiken,	Messrs. Gist,	Messrs. Rice,
Alexander,	Harleston,	Simons,
Allen,	Harley,	E. P. Smith,
Barnes,	Harrington,	Sullivan,
Bedon,	Henry,	Summer,
Benbow,	Horlbeck,	A. R. Taylor,
Boyce,	Hunt,	Vinson,
Boyle,	Jones,	Waldo,
Broyles,	McCully,	Ware,
Cooper,	McCutchen,	C. Williams,
P. E. Duncan,	A. M. Martin,	G. W. Williams,
Evans,	Northrop,	I. D. Wilson,
Fernandes,	Oswald,	J. J. Wilson,
Geddes,	Owens,	Wright,
Gibbs,	Palmer,	Yancey,
Giles,	Pye,	Zimmerman.
Gillison,	Read,	

Those who voted in the negative are,

Hon. WILLIAM F. COLCOCK, Speaker.

Messrs. Boykin,	Messrs. Jamison,	Messrs. Pressley,
Calhoun,	Johnson,	Pringle,
Carew,	McCaw,	Rogers,
Carn,	B. Y. Martin,	Joel Smith,

Chandler,	Memminger,	Sloan,
Cooner,	Middleton,	Springs,
A. H. Dunkin,	Miller,	Swygert,
Foster,	Mitchell,	Thomson,
Gary,	Moseley,	Tillinghast,
Geiger,	Murrell,	Torre,
Hardee,	Orr,	Towles,
Harllee,	Phillips,	Tradewell,
Harrison,	Pope,	Walker,
Holland,	T. W. Porcher,	Whaley,
Huger,	Porter,	Witherspon.
Hall,	Poyas,	

The Bill having been read the second time, was then ordered to be sent to the Senate.

On motion of Mr. TRADEWELL, the House adjourned at 56 minutes past 11 o'clock, P. M.

TUESDAY, DECEMBER 15, 1846.

At the hour to which the House was adjourned, the Clerk called the roll, when the SPEAKER took the chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Mr. EVANS presented the Petition of sundry citizens of Marion, Darlington and Williamsburg, praying that a vote of the people may be taken in each District, to determine whether a license to retail spirituous liquors be granted or not; which was referred to the Committee on Grievances.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the account of H. Boulware, Sheriff of Edgefield;

On the Petition of John Hudgins, Sheriff of Laurens; which were severally ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report on A Bill, from the Senate, to alter and amend an Act to authorize the formation of the Greenville and Columbia Rail Road Company; which was ordered for consideration to-morrow.

Mr. HARLLEE, from the Committee on Incorporations, made a Report on the Petition of Harmony Lodge No. 61, praying incorporation; which was ordered for consideration to-morrow.

On motion of Mr. WHALEY, leave of absence was granted to Mr. SEA-

BROOK for the remainder of the Session, on account of the illness of a member of his family.

The House then proceeded to the consideration of the

GENERAL ORDERS.

A Bill to restore mileage to jurors and to equalize their compensation according to their respective residences, was read the second time and ordered to be sent to the Senate.

The following Bills were read by their titles and referred:

A Bill from the Senate, to alter and amend the fifth section of an Act, entitled, "An Act to vest certain lands in the town of Beaufort, in Trustees, for the purpose of building and endowing a College in the town of Beaufort, and for certain other purposes therein mentioned," ratified on the 13th day of December, 1795, was referred to the Committee on Education.

A Bill from the Senate, to limit the lien of judgments by confession, and

A Bill from the Senate, to amend the law in relation to Sheriffs, were referred to the Committee on the Judiciary; and

A Bill from the Senate, to incorporate the Charleston Gas Light Company, was referred to the Committee on Incorporations.

A Bill from the Senate, to incorporate the Greenville Manufacturing Company, was read the second time, and ordered to be returned to the Senate.

A Bill to regulate the costs of witnesses in certain cases, was read the second time, and the question being put, Will the House agree to the Report of the Committee on the Judiciary, which recommended that the Bill be rejected? It passed in the affirmative.

A Bill to vest in Louisa Waters and her heirs forever, all the right, title and interest of the State, in and to a certain house and lot in the village of Chester, was read the second time and ordered to be sent to the Senate.

A Bill to abolish Brigade Encampments, was called for a second reading and ordered to *lie on the Table*.

Mr. JAMISON, from the Committee on the Military, made a Report, on A Bill from the Senate, to abolish Brigade Encampments, recommending that said Bill do not pass. The Report was ordered to be considered immediately. The question was then put, Will the House agree to the Report? which was decided in the negative.

YEAS.....54

NAYS.....60

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Hon. WILLIAM F. COLCOCK, Speaker.

Messrs. Aiken, Alexander, Allen, Atkinson, Blakeney, Boyle, Broyles, Calhoun, Carew, Carn, Chandler, Elliott, Geiger, Gillison, Gist, Griffin, Hall, Hardee,

Messrs. Harley, Harrison, Henry, Holland, Holmes, Jamison, Johnson, McCaw, A. M. Martin, Memminger, Middleton, Mosely, Orr, Oswald, Owens, Pope, Pringle, Read,

Messrs. Rice, Simons, Sloan, Springs, Sullivan, Summer, Tillinghast, Torre, Towles, Tradewell, Wallace, C. Williams, F. D. Wilson, J. J. Wilson, Witherspoon, Yancey, Zimmerman.

Those who voted in the negative are,

Messrs. Alston, Barnes, Bedon, Benbow, Boyce, Boykin, Bull, Cooper, Crawford, Davie, P. E. Duncan, A. H. Dunkin, DuPre, Evans, Fernandes, Foster, Gary, Gibbs, Giles, Harleston,

Messrs. W. W. Harllee, Harrington, Horlbeck, Hough, Huger, Hunt, Jones, Kennedy, Lucas, McLure, McCully, McCutchen, B. Y. Martin, Miller, Mitchell, Murrell, Northrop, Otterson, Palmer, Phillips,

Messrs. T. W. Porcher, W. M. Porcher, Porter, Poyas, Pressly, Richardson, Rogers, Shingler, E. P. Smith, Joel Smith, Swygert, A. R. Taylor, D. S. Taylor, Thomson, Vinson, Walker, Ware, Whaley, G. W. Williams, Wright.

Mr. WALLACE moved to amend the Bill by adding the following sections; which was decided in the negative:

SECTION. *And be it further enacted by the authority aforesaid*, That the office of Adjutant and Inspector General, and the office of Quarter Master General of the State be, and the same are hereby abolished, and instead thereof, it shall be the duty of the Governor and Commander-in-Chief for the time being, and of his successors in office, as soon as they may respectively enter upon the duties of the office of Governor, forthwith to appoint a chief of the Military Bureau of the State, with the rank of Colonel, who shall remain in office during the term of office of the Governor making the appointment, and no longer. And it shall be the duty of the person thus appointed, under the orders and direction of the Governor and Commander-in-Chief, to conduct the Military correspondence (as chief of his staff) and to receive and make returns in relation to the Militia of the State, and to perform all such clerical duties of the said Military Bureau, as are now perfomed by the Adjutant and Inspector General, and also to perform the clerical duties now performed by the Quarter Master General of the State.

SEC. *And be it further enacted by the authority aforesaid*, That the chief of the millitary bureau, to be appointed as provided by this Act, shall annually receive for the services herein required of him, the sum of five hundred dollars. But nothing herein contained shall be so construed as to require the said chief of the Military Bureau, to uniform, unless the Commander in chief should be actually in the field at the head of an army in the service of the State or of the United States.

SEC. *And be it further enacted by the authority aforesaid*, That the said chief of the Military Bureau of the State be subject to the orders of the Commander in chief only, and for any neglect of duty he shall be subject to the same penalties that the Adjutant and Inspector General, is now subject to by law.

YEAS.....39.
NAYS.....70.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are

Messrs. Alexander,	Messrs. Harley,	Messrs. Sloan,
Atkinson,	Harrison,	Springs,
Blakeney,	Hough,	Sullivan,
Broyles,	Jones,	Summer,
Calhoun,	McCaw,	Swygert,
Chandler,	B. Y. Martin,	D. S. Taylor,
P. E. Duncan,	Moseley,	Townes,

Foster,	Murrell,	Vinson,
Geiger,	Orr,	Wallace,
Gibbs,	Otterson,	Ware,
Gist,	Owens,	C. Williams,
Griffin,	Pressly,	J. J. Wilson,
Hall,	E. P. Smith,	Witherspoon.

Those who voted in the negative, are the

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Aiken,	Messrs. Harrington,	Messrs. T. W. Porcher,
Alston,	Henry,	W. M. Porcher,
Barnes,	Holland,	Porter,
Bedon,	Holmes,	Poyas,
Benbow,	Horlbeck,	Pringle,
Boyce,	Huger,	Read,
Boykin,	Hunt,	Richardson,
Bull,	Jamison,	Rogers,
Carew,	Johnson,	Shingler,
Caru,	Lucas,	Joel Smith,
Crawford,	McLure,	A. R. Taylor,
Davie,	McCully,	Thomson,
A. H. Dunkin,	McCutchen,	Tillinghast,
DuPre,	A. M. Martin,	Torre,
Elliott,	Memminger,	Towles,
Evans,	Middleton,	Tradewell,
Fernandes,	Miller,	Waldo,
Gary,	Mitchell,	Whaley,
Giles,	Northrop,	G. W. Williams,
Gillison,	Oswald,	I. D. Wilson,
Hardee,	Palmer,	Wright,
Harleston,	Phillips,	Yancey,
W. W. Harllee,	Pope,	Zimmerman.

The Bill was then read the second time, and ordered to be returned to the Senate.

The General Orders were suspended.

Mr. CAREW presented the Report of the Joint Special Committee charged with the care and improvements of the Capitol and the adjacent grounds, on the Accounts of the Surveror General and Secretary of State, for indexing certain Books and Plats; which was ordered for consideration to-morrow.

The SPEAKER laid before the House, the Account of E. S. J. Hayes,

Messenger, for additional Ballot Boxes; which was referred to the Committee on Claims.

Mr. SULLIVAN, from the Committee on the Judiciary, made Reports,

On a Bill, from the Senate, to amend the law in relation to Sheriffs; and

On a Bill, from the Senate, to limit the *lien* of judgments by confession; which were severally ordered for consideration to-morrow.

Mr. HENRY, from the Committee on District Offices and Officers, made Reports,

On a Bill from the Senate, to alter the law in relation to Magistrates' Executions, and the duties of Sheriffs as to Executions in their offices;

On a Bill, from the Senate, to diminish the number of Magistrates;

On a Bill to alter the law in relation to the election of Tax Collectors by the people; and

On the Petition of sundry citizens of Sumter District, praying an alteration of the law in relation to the office and duties of Magistrates; which were severally ordered for consideration to-morrow.

The Senate sent to this House, for concurrence,

Reports of the Committee on Claims and Grievances, of the Senate, on the Account of J. Fuller, for articles furnished the Court of Appeals;

On the Petition of Charles Beck, praying payment of a balance due him on Contract for work on State House; and

On the Account of the Clerk of the Senate, for Stationery, Binding Books and Postage on Writs of Election; which were severally referred to the Committee on Claims of this House.

Report of the Committee on the Lunatic Asylum, and Medical Accounts, on the Account of Dr. John H. Grant, for attending a Prisoner in jail; which was referred to the Medical Committee.

Reports from the Committee on the Military and Pensions, on the Petition of Abigail Stevenson, praying a Pension; and

On the Petition of Mary Burns, widow of Samuel Burns, praying to be placed on the Pension Roll; which were severally referred to the Committee on Pensions.

The following Bills were read the second time, and ordered to be sent to the Senate.

A Bill to alter the sittings of the Courts of Law for the Districts of Kershaw and Sumter, and to give two weeks to the Courts for Sumter District; and

A Bill to organize the Fire Guard of Charleston.

Mr. HARLLEE, from the Committee on Incorporations, made a Report, on a Bill, from the Senate, to incorporate the Charleston Gas Light Company; which was ordered for consideration to-morrow.

Mr. SULLIVAN stated, that the manuscript of "a Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a law Judge or Chancellor," has been printed and is lost. On his motion, copies of said Bill, and the Report of the Committee on the Judiciary thereon, which he verified, were substituted in place of the Bill and Report which has been lost; and it was ordered, that the Clerk of this House do endorse on the copy of said Bill, the entries made on the original Bill.

The House then proceeded to the consideration of "a Bill to establish a separate Court of Appeals, in all cases at Law and in Equity, and to reorganize the Judiciary system of this State, in conformity thereto," which had been made the Special Order of the day for this day, at 12 o'clock, M. After some time spent in the discussion thereof, the question was put, Will the House agree to strike out the enacting words of the Bill? which passed in the affirmative.

YEAS.....60.
NAYS.....41.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are,

The Hon. Wm. F. Colcock, Speaker,

Messrs. Alston,	Messrs. Griffin,	Messrs. Porcher, M. W.
Barnes,	Hardee,	Porter,
Bedon,	Harleston,	Poyas,
Blakeney,	Holland,	Pringle,
Boykin,	Horlbeck,	Read,
Boyle,	Hough,	Richardson,
Broyles,	Huger,	Simons,
Carn,	Jamison,	Smith, Joel
Chandler,	Lucas,	Swygert,
Cooner,	McLure,	Taylor, D. S.
Crawford,	Martin, A. M.	Thomson,
Davie,	Memminger,	Tillinghast,
DeSaussure,	Middleton,	Torre,
Duncan, P. E.	Mitchell,	Towles,
Dunkin, A. H.	Orr,	Tradewell,
DuPre,	Oswald,	Vinson,
Elliott,	Palmer,	Walker,
Evans,	Phillips,	Wallace,
Geiger,	Pope,	Ware.
Gist,	Porcher, T. W.	

Those who voted in the negative, are

Messrs. Alexander,	Messrs. Henry,	Messrs. Sloan,
Allen,	Hunt,	Springs,
Atkinson,	Jones.	Summer,
Benbow,	Kennedy,	Townes,
Boyce,	McCaw,	Waldo,
Calhoun,	McCully,	Williams, C.
Cooper,	McCutchen,	Williams, G.W.
Fernandez,	Moseley,	Wilson, I.D.
Foster,	Murrell,	Wilson, J.I.
Gary.	Northrop,	Witherspoon,
Gibbs,	Pressley,	Wright,
Giles,	Rice,	Yancey,
Hall,	Rogers,	Zimmerman.
Harley,	Smith, E. P.	

Mr. NORTHROP, from the Committee on Education, made Reports,

On a Bill, from the Senate, to alter and amend the fifth section of an Act entitled "an Act to vest certain lands, in the town of Beaufort, in Trustees, for the purpose of building and endowing a College in the town of Beaufort, and to incorporate the same, and for certain other purposes therein mentioned," ratified on the nineteenth day of December, in the year of our Lord one thousand seven hundred and ninety-five;

On the Petition and Memorial of sundry citizens of St. Helena Parish, and the Memorial of the Trustees of the Beaufort College;

On the Report of the Attorney General, on the debt due to the Ludlam School Fund;

On the Report of the Committee on the College, Education and Religion, of the Senate, on the disbursements of the fund for the Deaf and Dumb and the Blind;

On the Report of the Vestry of the Parish of St. James, Goose Creek, on the Ludlam School Fund;

On sundry Resolutions and Presentments of Grand Juries, on the Free School System; and

On the Report of the Trustees of the College, on the Accounts of the College Treasurer; which were severally ordered for consideration to-morrow.

On motion of Mr. NORTHROP, the opinion of the Attorney General, respecting the competency of the Legislature to amend the Charter of the Beaufort College; and

The Report of the Committee on Education, on the Petition and Memorial

of citizens of St. Helena, and the Memorial of the Trustees of the Beaufort College; were ordered to be printed, with the Petition and Memorials.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the re-commitment of a Resolution as to the South Western Rail Road Bank;

As to the time of sending the Annual Report of the President and Directors of the Bank of the State;

On the Report of the Comptroller General, as to the default of the Camden Bank in making monthly returns; and

On the Memorial of the South Carolina Rail Road Company, praying remission of the debt due the State; which were severally ordered for consideration to-morrow.

Messrs. W. W. HARLLEE, SULLIVAN, HARRISON, JOHNSON, B. Y. MARTIN, and SHINGLER, who were absent when the vote was taken to strike out the enacting words of a Bill to establish a separate Court of Appeals in all cases at Law and in Equity, and to re-organize the Judiciary System of this State in conformity thereto, were permitted to record the votes they would have given if present, and their names having been called for that purpose, Messrs. HARLLEE, JOHNSON, B. Y. MARTIN, and SHINGLER voted Aye, and Messrs. SULLIVAN and HARRISON voted No.

On motion of Mr. SUMMER, a Message was ordered to be sent to the Senate, proposing to proceed forthwith to the ratification of an Act to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law.

The following Bills were read the second time, and ordered to be sent to the Senate:

A Bill to provide for holding the Courts of Law and Equity, in case of the sickness or death of a Law Judge or Chancellor;

A Bill to enable Mary Hodges to receive her annuity by Attorney;

A Bill to prevent the sale of Lottery Tickets within this State;

A Bill to revive and amend An Act, entitled "An Act to authorize the formation of the Charleston, Georgetown and All Saints Rail Road Company;"

A Bill prescribing the mode of electing Tax Collectors and for other purposes; and,

A Bill to authorize Sheriffs and their successors in office, to execute titles in case of the death of a purchaser.

A Bill to alter the law in relation to endorsements of promissory Notes in certain cases, was read the second time, and the question being put, Will the

House agree to the Report of the Committee on the Judiciary, recommending that said Bill do not pass? it was decided in the affirmative, and the Bill was consequently rejected.

The House considered and agreed to the Report of the Committee of Ways and Means, on a Resolution of enquiry as to Lotteries, and ordered it to be sent to the Senate for concurrence.

On motion of Mr. W. W. HARLLEE, business was suspended at 6 minutes past 4 o'clock, till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair.

A Bill, from the Senate, to amend An Act, entitled "An Act to amend the Act of of one thousand seven hundred and eighty-eight, commonly called the Prison Bounds Act," passed the 19th December, 1833, was read the second time, and the question being put, Will the House agree to the Report of the Committee on the Judiciary, recommending that said Bill do not pass? it was decided in the affirmative, and the Bill was consequently rejected.

A Bill to organize the Courts of Chancery and Ordinary of this State, was called for a second reading; on motion of Mr. MEMMINGER, the Bill was ordered to *lie on the Table.*

On motion of Mr. ORR, the Special Order of the day, for this day at 7 o'clock, P. M., was discharged, and sundry Bills and Resolutions, providing for the election of Electors of President and Vice President of the United States, were made the Special Order of the day for to-morrow, at half past 6 o'clock, P. M.

A Bill the better to regulate and test the claims of third persons, not parties to an execution, which shall be levied, by Sheriff or Coroner, on property, either real or personal, claimed by such persons, was read the second time; on motion of Mr. THOMSON, the further consideration of the Bill was indefinitely postponed.

A Bill to increase the jurisdiction of the Ordinary, in the partition and division of real and personal estate, and in the appointment of Guardians, was read the second time, and on motion of Mr. CARN, the Bill was ordered to *lie on the Table.*

A Bill to limit the *lien* of judgments by confession, was read the second time, and the question being put, Will the House agree to the Report of the Committee on the Judiciary, recommending that said Bill do not pass? it was decided in the affirmative, and the Bill was consequently rejected.

A Bill to increase the jurisdiction of the Courts of Ordinary, as to the appointment of Guardians of personal estate, was ordered to *lie on the Table.*

A Bill to change the practice in Equity as regards Defendants, was read

the second time, and on motion of Mr. BLAKENEY, the further consideration of the Bill was postponed to the first day of January next.

A Bill to provide a more definite mode of preparing reports of cases carried up to the Courts of Appeals, was read the second time, and on motion of Mr. BLAKENEY, the further consideration of the bill was indefinitely postponed.

A Bill from the Senate, to alter and amend the law concerning the custody and care of derelict estates by the Ordinary, was read the second time, and ordered to be returned to the Senate.

A Bill to extend the jurisdiction of Magistrates, in cases arising upon contracts, was called for a second reading. On motion of Mr. CARN, the further consideration of the Bill was postponed to the first day of January next.

The Senate sent to this House, for concurrence, the following Reports, which were referred to the Committee on Privileges and Elections of this House.

Report of the Committee, on Privileges and Elections, on the Petition of sundry citizens of Lexington praying an additional place of election.

Report of the same Committee, on the Petition of sundry citizens of Lexington, praying the discontinuance of a certain place of election and the establishment of another, and

Report of the same Committee, on the Petition of citizens of York district, praying the establishment of a new place of election.

On motion of Mr. MEMMINGER, the House adjourned, at 10 minutes past 9 o'clock, P. M.

WEDNESDAY, DECEMBER 16, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned, with their concurrence, the following Reports and Resolution:

Reports of the Committee on Claims,

On the Account of the Steam Saw Mill of Charleston;

On the Account of William Matthiessen;

On the Account of John C. Hoff;

On the Account of Thomas Gates;

On the Account of T. E. Goodwyn; and

On the Account of W. W. Purse, for work done on the Representatives Hall.

Reports of the Medical Committee,

On the Account of Dr. John H. Boatwright;

On the Account of Dr. William M. Burt; and

On the Account of Dr. Thomas J. Flinn.

Report of the Committee on Public Buildings,

On the Petition of Dr. Waring; and

A Resolution prescribing the terms on which Esch ats shall be released.

The Senate returned to this House,

The following Bills, which were read the third time, and were passed:

A Bill to amend an Act to Incorporate the American and German Trading and Insurance Company;

A Bill to vest the title of the State in the real estate of John Rehpenn in John J. Jessen;

A Bill to Incorporate the Metropolitan Rail Road Company;

A Bill to Incorporate the South Carolina Insurance Company; and

A Bill to vest the title of the State in the real estate of Edward Jenkins, deceased, in Robert Pringle, Elizabeth Smith, Wm. Bull Pringle, Emma Alston, and Julius Izard Pringle.

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

The Senate sent to this House,

A Bill to incorporate the Wilmington and Manchester Rail Road Company, and

A Bill to alter and amend so much of the Act to regulate the office of Comptroller General, ratified on 17th December, 1834, as relates to Contingent Accounts; which were read the third time.

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and returned to the Senate.

A Bill to Charter the Charlotte and South Carolina Rail Road Company, was read the third time.

Resolved, That it do pass; that the title thereof be changed; that it be called "An Act." Ordered, that it be sent to the Senate.

Mr. BLAKENEY, from the Committee on Claims made Reports,

On the Report of the Committee on Claims and Grievances of the Senate, on the Petition of Charles Beck;

On the Report of the same Committee, on the account of the Clerk of the Senate;

On the Report of the same Committee, on the account of J. Fuller, and

On the account of E. S. J. Hayes, Messenger of the House; which were severally ordered for consideration to-morrow.

Mr. MIDDLETON, from the Committee on Internal Improvements, made Reports,

On A Bill to make navigable certain streams in Edgefield and Barnwell Districts;

On A Bill to abolish the office of Superintendent of Public Works;

On the Petition of citizens of St. James, Goose Creek, praying a reduction of tolls on the State Road, and

On the Petition of citizens of York and Spartanburg, praying the improvement of the navigation of Broad River above ninety nine Islands; which were severally ordered for consideration to-morrow.

Mr. GARY, from the Medical Committee, made a Report on the Report of the Senate's Committee,

On the account of Dr. John H. Grant, which was ordered for consideration to-morrow.

Mr. SHINGLER, from the Committee on Grievances, made a report on the Petition of sundry citizens of Darlington, Marion, and Williamsburg, praying that the vote of the people may be taken in each District, to determine whether a license to retail spirituous liquors be granted or not; which was ordered for consideration to-morrow.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made Reports,

On the Report of the Committee on the Military and Pensions of the Senate, on the Petition of Abigail Stevenson, and

On the Report of the same Committee, on the Petition of Mary Burns; which were severally ordered for consideration to-morrow.

Mr. DAVIE, from the Committee on Privileges and Elections, made Reports,

On the Report of the Committee on Privileges and Elections of the Senate, on the Petition of sundry citizens of Lexington District, praying the establishment of a new place of election;

On the Report of the same Committee, on the Petition of sundry citizens of York District, praying the establishment of a new place of election, and

On the Report of the same Committee, on the Petition of sundry citizens of Lexington District, praying the discontinuance of a place of election and the establishment of another; which were severally ordered for consideration to-morrow.

Mr. YANCEY submitted the following Resolutions, which were ordered to be considered immediately, were agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the Superintendent of Public Works, be instructed to examine the obstructions made in the Savannah River, by the Town Council of the City of Augusta, Georgia, and to report the character of those obstruc-

tions and their effect upon the navigation of said River, to the next session of this Legislature.

Resolved further, That he do examine and report, at the same time, the character of the obstructions in the navigation of the said river, from the point on said river, where the Town Council of Angusta, Georgia, have erected their canal dam, to the town of Hamburg; the practicability of their removal so as to improve the navigation between said points; the amount of money which would be necessary to effect such improvement, the time now occupied by cotton boats in their descent, and the time which would be occupied if such improvements, as he may deem practicable were made.

On motion of Mr. MEMMINGER, the House then proceeded to the consideration of the report of the Committee of Ways and Means, on the report of the President and Directors of the Bank of the State of South Carolina, which had been made the special order of the day, for this day at 12 o'clock, M.

Mr. HUNT gave notice that he would ask leave to introduce sundry Resolutions as a substitute for those submitted by the Committee of Ways and Means.

After sometime spent in the debate on the Special Order,

On motion of Mr. MEMMINGER, the said report was made the Special Order of the Day for to-morrow, at 12 o'clock, M.

On motion of Mr. HUNT, ordered, that the Resolutions which he proposes to introduce, shall be printed.

On motion of Mr. CRAWFORD business was suspended at 4 o'clock till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The following Bills were called for a second reading, and,

On motion of Mr. MEMMINGER, they were ordered *to lie on the Table*.

A Bill to prohibit Attorneys and Solicitors becoming sureties to the Official Bonds of District Officers;

A Bill to authorize imprisonment at hard labor or solitary imprisonment in addition or in lieu of public whipping; and,

A Bill to alter the law in relation to the Election of Tax Collectors by the people.

On motion of Mr. MIDDLETON, sundry Bills and Resolutions prescribing the mode of electing the Electors of President and Vice President, which had been made the Special Order of the day for this day at half past 6 o'clock, P. M., was discharged.

A Bill from the Senate, to increase the jurisdiction of the Ordinary in the

appointment of Guardians, was read the second time, and the question being put, Shall this Bill be sent to the Senate? it passed in the affirmative.

YEAS.....41.

NAYS.....38.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Aiken,	Messrs. Hardee,	Messrs. Rogers,
Allen,	Harley,	Shingler,
Barnes,	Harrington,	E. P. Smith,
Benbow,	Holland,	Joel Smith,
Chandler,	Holmes,	Springs,
P. E. Duncan,	Johnson,	Summer,
Evans,	Kennedy,	Swygert,
Foster,	McCaw,	D. S. Taylor,
Gary,	McCutchen,	C. Williams,
Geddes,	Miller,	G. W. Williams,
Geiger,	Moseley,	Witherspoon,
Gibbs,	Orr,	Wright,
Giles,	T. W. Porcher,	Yancey.
Hall,	Pressly,	

Those who voted in the negative are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Atkinson,	Messrs. Horlbeck,	Messrs. Porter,
Blakeney,	Huger,	Pringle,
Boyce,	Jamison,	Read,
Boykin,	Jones,	Simons,
Boyle,	Memminger,	Sullivan,
Bull,	Middleton,	Torre,
Carew,	Murrell,	Tradewell,
Cary,	Northrop,	Vinson,
Davis,	Oswald,	Wallace,
A. H. Dunkin,	Otterson,	Whaley,
DuPre,	Palmer,	J. D. Wilson,
Harllee,	W. M Porcher,	Zimmerman.
Henry,		

The House proceeded to read the second time, a Bill, from the Senate, to alter and amend "An Act to authorize the formation of the Greenville and Columbia Rail Road Company: and having read the second section, Mr. SULLIVAN moved to amend the Bill by adding the following:

.....

Whenever three-fifths of the capital stock of the said Company shall have been duly subscribed, and the Company duly organized, the said Company shall inform the Comptroller General of the same, and shall shew to the satisfaction of that officer, that the said sum has been actually subscribed in good faith; and thereupon the said Comptroller General shall subscribe on the part of the State, for an amount of stock equal to two fifths of the said Capital Stock: *Provided*, that the said subscription shall not exceed the sum of four hundred thousand dollars, and shall be payable either in the Stock or Bonds of the South Carolina Rail Road Company held by the State, taken at par: *And provided also*, that the payments of instalments to be made by the State shall only be made when corresponding instalments are called in from the private Stockholders.

Mr. HARLLEE moved to amend the amendment by adding the following:

And that the several Rail Road Companies chartered by the Legislature at the present Session, shall be put upon the same footing and entitled to the same amount of subscription respectively, by the Comptroller General, on the part of the State, as the Greenville Rail Road Company, upon their subscribing three fifths of their stock respectively in said Companies, and given the proof required of the Greenville Company, of said subscription.

Mr. G. W, WILLIAMS moved to lay the amendment proposed by Mr. SULLIVAN, on the Table.

On the question, will the House agree thereto? Tellers were called for and the House divided.

The SPEAKER appointed Messrs, SULLIVAN, MEMMINGER, G. W. WILLIAMS and CHANDLER to count the House. The question was then taken, and the Tellers reported 42 in the affirmative and 34 in the negative, so the amendment was *laid on the Table*.

Mr. BLAKENEY moved to reconsider the vote on laying the amendment on the Table. On the question, will the House agree thereto? Tellers were called for and the House divided.

The SPEAKER appointed Messrs. HARLLEE, CHANDLER, SULLIVAN, and BLAKENEY to count the House. The question was then taken, and the Tellers reported 32 in the affirmative and 42 in the negative. So the House refused to reconsider the vote. The Bill was then read the second time, and ordered to be returned to the Senate.

A Bill from the Senate, to diminish the number of Magistrates, was read the second time.

Mr. CHARLES WILLIAMS moved to lay the Bill on the Table, which was decided in the negative.

YEAS.....19.
NAYS.....63.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Barnes,	Messrs. Orr,	Messrs. Sullivan,
Bull,	T. W. Porcher,	Shingler,
DuPre,	W. M. Porcher,	A. R. Taylor,
Geddes,	Pringle,	Whaley.
Jamison,	Simons,	C. Williams,
Mosely,	Springs,	Wright,

Those who voted in the negative, are,

Messrs. Aiken,	Messrs. Hall,	Messrs. Northrop,
Allen,	Hardee.	Oswald,
Atkinson,	Harley,	Otterson,
Benbow,	Harllee,	Palmer,
Blakeney,	Harrington,	Porter,
Boyce,	Henry,	Pressly,
Boykin,	Holland,	Rogers,
Boyle,	Holmes,	E. P. Smith,
Carew,	Horlbeck,	Joel Smith,
Carn,	Huger,	Summer,
Chandler,	Jones,	Swygert,
Cooper,	Johnson,	D. S. Taylor,
Crawford,	Kennedy,	Torre,
P. E. Duncan,	McCaw,	Tradewell,
A. H. Dunkin,	McCully,	Vinson,
Evans,	McCutchen,	Waldo,
Foster,	Memminger,	G. W. Williams,
Gary,	Middleton,	I. D. Wilson,
Geiger,	Miller,	Witherspoon,
Gibbs,	Mitchell,	Yancey,
Giles,	Murrell,	Zimmerman.

Mr. SIMONS moved to strike out the enacting words of the Bill, which was decided in the negative.

YEAS.....27.

NAYS.....52.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Hon. WILLIAM F. COLCOCK, Speaker.

Messrs. Barnes,	Messrs. Jamison,	Messrs. Shingler,
Benbow,	Moseley,	Simons,

Bull,	Northrop,	Joel Smith,
Carew,	Orr,	Sullivan,
P. E. Duncan,	T. W. Porcher,	D. S. Taylor
Gary,	W. M. Porcher,	Whaley,
Geddes,	Pressley,	Chas. Williams,
Giles,	Pringle,	Wright,
Huger,	Read,	

Those who voted in the negative are,

Messrs. Aiken,	Messrs. Harley,	Messrs. Oswald,
Allen,	Harllee,	Otterson,
Blakeney,	Harrington,	Palmer,
Boyce,	Henry,	Porter,
Boykin,	Holland,	Rogers,
Boyle,	Holmes,	E. P. Smith,
Carn,	Horlbeck,	Summer,
Chandler,	Johnson,	Swygert,
Cooner,	Jones,	Torre,
Crawford,	Kennedy,	Tradewell,
A. H. Dunkin,	McCaw,	Vinson,
DuPre,	McCully,	Waldo,
Evans,	McCutchen,	G. W. Williams,
Foster,	Memminger,	I. D. Wilson,
Geiger,	Middleton,	Witherspoon.
Gibbs,	Miller,	Zimmerman,
Hall,	Mitchell,	
Hardee,	Murrell,	

The Bill was ordered to be returned to the Senate.

The following Bills were read the second time, and ordered to be returned to the Senate:

A Bill, from the Senate, to amend the Law in relation to Sheriffs, and

A Bill, from the Senate, to incorporate the Charleston Gas Light Company.

A Bill, from the Senate, to limit the *lien* of judgments by confession, was called for a second reading. On motion of Mr. MEMMINGER, the Bill was ordered to *lie on the table*.

A Bill, from the Senate, to alter the law in relation to magistrates' executions, and the duty of Sheriffs as to executions, in their offices, was read the second time, and the question being put, Shall the Bill be returned to the Senate? It was decided in the negative.

A Bill, from the Senate, to alter and amend the fifth section of an act en-

titled "An act to vest certain lands in the Town of Beaufort in Trustees, for the purpose of building and endowing a College in the Town of Beaufort and to incorporate the same and for certain other purposes therein mentioned," ratified the 19th December, 1795, was read the second time. The House considered and agreed to the Report of the Committee on Education, recommending that said Bill do not pass.

On motion of Mr. JAMISON sundry Bills and Resolutions prescribing the mode of electing Electors of President and Vice President of the United States, was made the Special Order of the day for to-morrow, at 7 o'clock, P. M.

On motion of Mr. EVANS the House adjourned, at 12 minutes past 11 o'clock, P. M.

THURSDAY, DECEMBER 17, 1846.

At the hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

Messrs. WARE, CALHOUN and THOMSON, who were absent when the votes was taken yesterday, on laying on the Table, and striking out the enacting words of a Bill, from the Senate, to diminish the number of magistrates; were permitted to record the votes they would have given if present, and their names having been called for that purpose, they severally answered No.

On motion of Mr. WARE, leave of absence was granted to Mr. TOWNES, for the remainder of the Session, on account of indisposition.

On motion of Mr. ORR, leave of absence was granted to Mr. BROYLES for the remainder of the Session, on account of important private business.

On motion of Mr. THOMSON, leave of absence was granted to Mr. B. Y MARTIN after this day, on account of important private business.

The Senate sent to this House the following Resolution, in which the House concurred and ordered it to be returned.

Resolved, That the President of the Bank of the State of South Carolina, do cause to be published in pamphlet form, a new edition of the laws and documents relating to the Bank; bringing the publication down to the latest period before publication.

The Senate sent to this House for concurrence, the Report of the Special Joint Committee on the State House and grounds, on the accounts of the Surveyor General and Secretary of State; which was ordered to *lie on the Table.*

The Senate returned to this House, the following Bills which were read the third time:

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts," and sent to the Senate.

A Bill to amend an Act entitled "An Act to incorporate the Belvidere Manufacturing Company in the State of South Carolina;"

A Bill concerning the State Roads;

A Bill to prevent the sale of Lottery Tickets within this State;

A Bill to establish certain Roads, Bridges and Ferries;

A Bill to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted;

A Bill prescribing the mode of electing Tax Collectors and for other purposes;

A Bill to incorporate the DeKalb Manufacturing Company, and for other purposes;

A Bill for organizing the Fire Guard of Charleston;

A Bill to amend the law in relation to the contested elections of Major Generals and Brigadier Generals of the militia of this State;

A Bill to vest the title of the State in certain property liable to escheat, in Elizabeth Montgomery and Margaret Elizabeth Montgomery;

A Bill to restore Spartanburg District to the Western Circuit;

A Bill to extend the jurisdiction of Magistrates in the Town of Hamburg, in cases of Foreign attachment;

A Bill to amend the law in relation to Magistrates and Constables;

A Bill to vest in Louisa Waters and her heirs forever, all the right, title and interest of the State in and to a certain house and lot in the village of Chester;

A Bill to enable Mary Hodge to receive her annuity by attorney;

A Bill to revive and amend an Act entitled "An Act to authorize the formation of the Charleston, Georgetown and All Saints Rail Road Company;"

A Bill to convey to the United States, certain lands on Sullivan's Island, James Island and Shute's Folly Island; and

A Bill to raise supplies for the year commencing in October One thousand Eight hundred and forty six.

On motion of Mr. BULL, the Report of the Committee on Agriculture, on so much of the Governor's Message as relates to the Geological Survey, was *taken up*, and read.

The following Resolution, recommended by the Committee on Agriculture was read:

Resolved, That the Geological Survey be continued for the term of two years, at the same compensation heretofore allowed by Law, and that the survey and publication of the same be completed in the two years.

The question was then put, Will the House agree to the Resolution? which was decided in the negative.

YEAS.....52.

NAYS.....59.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative are,

Messrs. Alston,	Messrs. Harleston,	Messrs. Porter,
Atkinson,	Harrington,	W. M. Porcher,
Bedon,	Holmes,	Poyas,
Benbow,	Horlbeck,	Pringle,
Boyle,	Huger,	Read,
Bull,	Hunt,	Rice,
Carew,	Jamison,	Rogers,
Carn,	Johnson,	Simons,
Cooner,	Lucas,	Joel Smith,
Cooper,	McLure,	Summer,
DeSaussure,	McCutchen,	A. R. Taylor,
A. H. Dunkin,	Memminger,	Torre,
DuPre,	Middleton,	Tradewell,
Elliott,	Mitchell,	Vinson,
Fernandez,	Northrop,	Walker,
Geddes,	Oswald,	Whaley,
Gillison,	T. W. Porcher,	J. J. Wilson.
Hall,		

Those who voted in the negative, are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Aiken,	Messrs. Harley,	Messrs. Pressly
Alexander,	Harllee,	Pope,
Allen,	Harrison,	Shingler,
Barnes,	Holland,	Simkins,
Blakeney,	Hough,	E. P. Smith,
Boyce,	Hardee,	Sloan,
Boykin,	Kennedy,	Springs,
Broyles,	McCaw,	Sullivan,
Calhoun,	McCully,	Swygert,
Chandler,	A. M. Martin	D. S. Taylor,
Crawford,	B. Y. Martin,	Thomson,
Davie,	Miller,	Tillinghast,
P. E. Duncan,	Mosely,	Towles,
Evans,	Murrell,	Ware,
Gary,	Orr,	C. Williams.

Geiger,	Otterson,	I. D. Wilson,
Gibbs,	Owens,	Witherspoon,
Giles,	Palmer,	Wright,
Gist,	Phillips,	Zimmerman.
Griffin,		

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts;

An Act to incorporate the Metropolitan Rail Road Company;

An Act to amend an Act to incorporate the American and German Trading and Insurance Company;

An Act to vest the title of the State in the Real Estate of John Rehpenn in John J. Jessen;

An Act to vest the title of the State in the Real Estate of Edward Jenkins, deceased, in Robert Pringle, Elizabeth Smith, William Bull Pringle, Emma Alston, and Julius Izard Pringle.

An Act to incorporate the South Carolina Insurance Company.

Mr. TRADEWELL submitted the following Resolution, which was ordered to be considered immediately, was agreed to and ordered to be sent to the Senate for concurrence.

Resolved, That the Geological Surveyor be allowed four months from the first of January next, to complete his Report, and that the Committee on Agriculture be empowered to contract for and superintend the publication thereof. The expense not to exceed the sum of two thousand dollars, including the sum heretofore appropriated for that purpose.

Mr. BOYKIN, from the Special Joint Committee, appointed to nominate suitable persons as Proxies, to represent the Stock held by the State in the South Carolina Rail Road Company and South-Western Rail Road Bank, made the following Report; which was ordered to *lie on the Table*:

That they have performed that duty, and recommend the following nomination:

Messrs. F. H. Elmore,
J. E. Calhoun,
J. M. DeSaussure,
John Buchanan,
James H. Adams.

Mr. I. D. WILSON submitted the following Resolution: which was ordered to be considered immediately, was agreed to and ordered to be sent to the Senate for concurrence.

Resolved, That the Superintendent of Public Works be required to make a survey of Great Pee Dee River, during the ensuing year, from Cheraw to

the head of tide water; and report at the next Session of the Legislature, the character of the obstructions to the safe and constant navigation of said river, and the practicability of removing the same.

On motion of Mr. MEMMINGER, the Report of the Committee of Ways and Means, on the Report of the President and Directors of the Bank of the State of South Carolina, which had been made the Special Order of the day, for this day, at 12 o'clock, M. was called for consideration. After sometime spent in the discussion thereof, on motion of Mr. BLAKENEY, the debate was adjourned till 12 o'clock, M. to-morrow.

On motion of Mr. BOYCE, a message was ordered to be sent to the Senate, proposing to go into an election of President and Directors of the Bank of the State to-morrow, at 11 o'clock, A. M., and immediately thereafter, into an election for Proxies to represent the State in the meetings of the Stockholders in the South Western Rail Road Bank and South Carolina Rail Road Company.

The following Message was received from His Excellency, Governor JOHNSON, and read by Beaufort T. Watts, Esq.:

EXECUTIVE DEPARTMENT,
COLUMBIA, 17th December, 1846.

To the Speaker and House of Representatives:

Gentlemen: The comity between the States of this Union seems to demand of me, that I should submit to the Legislature, in compliance with the request of the Legislature of New Hampshire, the accompanying resolutions of that body, which have been received this morning.

I regret that a sister State should deem it fit or expedient to address South Carolina in the language and temper of these resolutions, on topics with regard to which, her sentiments and policy have been so often affirmed. To call it in question now, within her own borders, cannot be otherwise regarded than as an offensive intrusion upon her domestic affairs.

DAVID JOHNSON.

The Resolutions of the Legislature of New Hampshire, respecting the Annexation of Texas and Slavery, and transmitted by the Governor, were read, whereupon,

On motion of Mr. BOYCE,

Resolved, unanimously, That the Governor be directed to return the Resolutions of the State of New Hampshire, forthwith, to the same source from whence they came without comment.

The House considered and agreed to the Report of the Committee on the Military, on a Resolution authorising the Governor to make an appropriation for repairs to the State Arsenal at Beaufort, recommending that three hundred

dollars be appropriated for that purpose. And the report was ordered to be sent to the Senate for concurrence.

On motion of Mr. DESAUSSURE, business was suspended, at 3 minutes past 4 o'clock, till half past 6 o'clock, P. M.

(RECESS.)

When the SPEAKER resumed the Chair,

The Senate returned to this House, An Act to charter the Charlotte and South Carolina Rail Road Company; which was committed to the Committee on Engrossed Acts.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 17, 1846.

Mr. Speaker and Gentlemen:

Senate concurs in so much of your Message as proposes to go into an election, to-morrow, at 11 o'clock, for President and Directors of the Bank of the State of South Carolina. By order of the Senate,

ANGUS PATTERSON, *President.*

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 17, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to strike out, from "A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-six," the word "five," stricken out by Senate, on the second reading, and restored by your House on the third reading, so that it will read "fifty cents per head on all slaves;" and also asks leave of your House to strike out of the said Bill the following words, viz: "the real estate held by the Hibernian Society shall be exempted from taxation under this, or any future tax act, so long as the income thereof is applied to the purposes of charity."

"The real estate in Charleston, devised by the late Thomas Roper, to the Medical Society for a charitable use, during a term of fourteen years, shall be exempted from taxation during the remainder of said term."

Which words were stricken out by Senate on the second reading, and restored by your House on the third reading.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House refused to grant leave to Senate to strike out the words mentioned in the Message of the Senate, and an answer was returned accordingly.

The Report of the Special Joint Committee, charged with the care and improvements of the Capitol and the adjacent grounds, on the accounts of the Surveyor General and Secretary of State, for indexing certain Books and plats, was called for consideration, and was ordered to *lie on the Table.*

The report of the Special Joint Committee of the Senate, on the State House and grounds, on the same subject, was *taken up*, was concurred in, and ordered to be returned to the Senate.

Mr. CAREW submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That from and after the completion of the Indexes and other work contemplated in the Resolutions of 1845, the Secretary of State and Surveyor General be, and they are hereby required to make Indexes to all the books and plats in their respective offices, in separate volumes, conforming to the class of records and papers respectively, and that no additional compensation shall be allowed beyond the cost of Books for said Indexes.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 17, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the report of the Committee of Ways and Means of your House, on a resolution of enquiry as to Lotteries, by striking out the second resolution recommended by the Committee, which is as follows:

"2. *Resolved*, That the Tax Collectors be instructed to levy the taxes without regard to any claim for a grant of Lottery privileges, except such claim as may be established by the judgment of any Court of competent jurisdiction."

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate to make the amendment proposed and returned an answer accordingly.

The Report of the Committee of Ways and Means, on the Memorial of the Faculty of the Medical College of South Carolina, was read, recommending that five thousand dollars be appropriated for the memorialists. And the question being put, Will the House agree to the report? It was decided in the negative.

YEAS.....40.
NAYS.....66.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative, are, the

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Aiken,	Messrs. Horlbeck,	Messrs. Phillips,
Atkinson,	Huger,	Pope,
Benbow,	Hunt,	T. W. Porcher,
Blakeney,	Johnson,	W. M. Porcher,

Carew,	Jones,	Porter,
Carn,	Lucas,	Poyas,
Davie,	Memminger,	Shingler,
DeSaussure,	Middleton,	Joel Smith,
DuPre,	Mitchell,	A. R. Taylor,
Gary,	Northrop,	Thomson,
Geddes,	Oswald,	Walker,
Harleston,	Owens,	Isaac D. Wilson,
Henry,	Palmer,	J. J. Wilson.

Those who voted in the negative are:

Messrs. Alexander,	Messrs. Griffin,	Messrs. Rogers,
Allen,	Hall,	E. P. Smith,
Barnes,	Hardee,	Sloan,
Bedon,	Harley,	Springs,
Boyce,	Harllee,	Sullivan,
Boykin,	Harrington,	Summer,
Boyles,	Harrison,	Swygert,
Broyles,	Holland,	D. S. Taylor,
Bull,	Holmes,	Tillinghast,
Calhoun,	Hough,	Torre,
Chandler,	Jamison,	Towles,
Cooner,	Kennedy,	Tradewell,
Cooper,	McLure,	Vinson,
P. E. Duncan,	McCully,	Waldo,
Evans,	A. M. Martin,	Wallace,
Fernandes,	B. Y. Martin,	Ware,
Foster,	Miller,	Whaley,
Geiger,	Mosely,	C. Williams,
Gibbs,	Orr,	G. W. Williams,
Giles,	Otterson,	Witherspoon,
Gillison,	Pressly,	Wright,
Gist,	Rice,	Zimmerman.

The following Reports were considered and agreed to:

Reports of the Committee on Incorporations,

On the Petition of the Darlington Hussars;

On the Memorial of the Intendant and Wardens of the town of Columbia;

On the Memorial of the town Council of Mount Pleasant, and the counter petition of A. J. White and others.

Reports of the Committee on the Military,

On a Resolution to enquire and report the amount of expenses incurred for Brigade Encampments;

On so much of the Governor's Message as relates to the State Military Academies,

On so much of the Governor's Message as relates to the condition of the Militia, and the appropriation for arsenal purposes.

The House concurred in, and returned to the Senate, the following reports:

Reports of the Committee on Claims and Greivances,

On the Account of Thomas N. Pettus; and,

On the Petition of William J. Clausen, adm. of S. Pettus.

Report of the Special Committee, in relation to the Mexican Volunteers.

The following reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Medical Committee,

On the Petition Dr. Wm. B. Peake.

Reports of the Committee on Claims,

On the account of R. Q. Pinckney; and,

On the Account of R. E. Russell.

Messrs. A. H. Dunkin and R. G. McCaw, who were absent when the vote was taken on the Report of the Committee of Ways and Means, on the Memorial of the Faculty of the Medical College of South Carolina, were permitted to record the votes they would have given if present, and their names having been called for that purpose, Mr. A. H. Dunkin answered Aye, and Mr. McCaw answered No.

The following Message was received from the Senate:

In the Senate, December 17, 1846.

Mr. Speaker and Gentlemen:

Senate insists upon asking leave of your House to amend "A Bill to raise supplies for the year commencing in October, one thousand eight hundred and forty-six," by striking out the word "five," stricken out by the Senate on the second reading, and restored by your House on the third reading, so that it will read "fifty cents per head on all slaves."

And also, to amend the said Bill by striking out the following words, viz: "The real estate held by the Hibernian Society shall be exempted from taxation under this, or any future tax act, so long as the income thereof is applied to the purposes of charity." "The real estate in Charleston, devised by the late Thomas Roper to the Medical Society, for a charitable use, during a term of fourteen years, shall be exempted from taxation during the remainder of said term." Which words were stricken out by Senate on the second reading, and restored by your House on the third reading; and has appointed Messrs. Felder, Perry, Allston, Griffin and Black a Committee

of conference, and respectfully asks your House to appoint a similar Committee, to meet the Committee of Senate in free conference on that subject.

By order of the Senate,

ANGUS PATTERSON, *President*.

The House insisted on their refusal to grant leave to the Senate to strike out the words proposed, and agreed to the appointment of a Committee to meet and confer with the Committee of the Senate. The Speaker appointed the following gentlemen of the Committee on the part of this House, Messrs. MEMMINGER, PALMER, HENRY, OTTERSON and SULLIVAN, and an answer was returned accordingly.

The following Reports were considered and agreed to:

Report of the Committee of Ways and Means,

On the Memorial of the Trustees of the Charleston College, recommitted with intructions.

Reports of the Committee on Internal Improvements,

On the Petition of citizens of Union and Spartanburg, praying an appropriation to open the navigation of Pacolet River to Easterwood's Shoals, and,

On the Petition of John Hodges.

Report of the Committee on the Judiciary on the Presentment of the Grand Jury of Lexington, recommending that plaintiffs should pay costs or give security.

Report of the Committe on Claims,

On the Petition of J. W. Hodges and William Fuller.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of Z. D. Cottrell;

On the Account of Joseph A. Hines;

On the Account of A. S. Johnston;

On the Account of the Charleston Courier, for publishing the Presentment of the Grand Jury, of Barnwell District;

On the Account of E. Waterman; and,

On the Account of M. E. Munro.

The House concurred in, and returned to the Senate, the following Reports;

Reports of the Committee on Claims and Grievances,

On the Account of Allen and Kerr;

On the Account of the Steam Saw Mill of Charleston;

On the Account of W. M. Sutton; and,

On the Account of the Charleston Mercury for advertising Sessions of Court of Appeals.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 17, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the 20th section of a Bill to establish certain Roads, Bridges and Ferries, by striking out the words "by a direct line running," and inserting the words "by the most direct route," which amendment was made by Senate on the second reading, and was disagreed to by your House on the third reading, and the original words restored.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House refused to grant leave to Senate to amend the Bill and an answer was returned.

The following Reports were considered and agreed to:

Report of the Committee of Ways and Means,

On the Petition of Edward Chandler.

Report of the Committee on Incorporations,

On the Petition of certain citizens of Cheraw, praying to have their chartered limits defined, and for other purposes;

On the Petition of certain citizens of Cheraw to amend the charter of said town, and the counter petition of certain other citizens of said town on the same subject; and,

On the Petition of certain citizens of Abbeville District, praying a charter for Liberty Church, and the counter petition of others on the same subject.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 17, 1846.

Mr. Speaker and Gentlemen:

Senate insists upon asking leave of your House to amend the 20th section of "A Bill to establish certain Roads, Bridges and Ferries," by striking out the words "by a direct line running," and inserting the words, "by the most direct route," which amendment was made by Senate on the second reading, and was disagreed to by your House on the third reading, and the original words restored; and has appointed Messrs. HUEY, FICKLING and BOYCE a committee of conference, and respectfully asks your House to appoint a similar committee to meet the Committee of Senate in free conference on that subject. By order of the House,

ANGUS PATTERSON, *President.*

The House insisted on refusing to grant leave to Senate to amend the section, and agreed to appoint a Committee to meet and confer with the Committee of Senate. The SPEAKER appointed the following gentlemen of the Committee on the part of this House: Messrs. CARN, T. W. PORCHER and ALLEN, and a message was returned.

Mr. BLAKENEY obtained leave to withdraw the Petition and Counter Petition of citizens of Cheraw, praying a repeal or amendment of the charter of said town.

Mr. DU PRE obtained leave to withwraw the memorial of the town Council of Mount Pleasant and the Petition of A. J. White.

Mr. TRADEWELL obtained leave to withdraw the Petition of the Intendent and Wardens of the town of Columbia; and,

Mr. ZIMMERMAN obtained leave to withdraw the petition of the Darlington Hussars.

The following Reports were considered and agreed to:

Report of the Committee on Public Buildings,

On the Petition of a committee appointed by the people of Pickens, praying an appropriation for a Court House.

Report of the Committee on Pensions,

On the Petition of Abarilla Wilbanks.

Report of the Committee on the Judiciary,

On a Resolution as to the alteration of the Law respecting principal and surety.

Report of the Committee on Claims,

On the Petition of Jeremiah Cockrell.

The House refused to agree to the Report of the Committee on Internal Improvements,

On a Resolution concerning the proceeds of sales of the Catawba and Wateree Lands.

The following Reports were ordered to *lie on the table*:

Reports of the Committee on Incorporations.

On the Petition of sundry citizens of Newberry, for a charter of St. Luke's Church; of the Intendant and Wardens of the Town of Winnsboro', and the Chesterville Academy Society, praying renewal of Charters;

On the Petition of sundry citizens of Due West Corner, and,

On the Petition of the Intendant and Wardens of the Town of Edgefield.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Report of the Committee on District Offices and Officers,

On a Resolution recommending a compilation of the laws, touching the duties of Constables and Magistrates.

Reports of the Committee on Internal Improvements,

On the Petition of Dr. William Cloud, and,

On the Report of the State Proxies in the South Carolina Rail Road Company.

Reports of the Committee on Claims,

On the Petition of N. B. Thomas;

On the Account of C. Beck;

On the Account of the South Carolinian; and,

On the Account of Thomas W. Glover, Clerk of the House, for Stationery; and,

The Report of the Abbeville Delegation,

On the Report of the Trustees of the Estate of Dr. De La Howe.

The following Reports were concurred in, and ordered to be returned to the Senate:

Reports of the Committee on Claims and Grievances,

On the Account of J. M. Curtis;

On the Account of Samuel Weir;

On the Account of W. W. Purse; and,

On the Account of the Charleston Mercury, for advertising notice of escheat.

The House concurred in a Resolution from the Senate, authorizing the Commissioners of the Poor for Kershaw District to sell a certain tract of Land.

Mr. MEMMINGER, from the Committee of Conference, made the following Report:

The Committee of Free Conference, to whom were referred the subjects of disagreement between the two Houses, contained in the Bill to raise supplies, respectfully Report, That they have duly considered the same, and recommend that the Senate recede from insisting on the amendment proposed by striking out "five cents tax on negroes," and that the House recede as to the exemption for the Hibernian Society, and the Medical Faculty: And further, that a clause be inserted in the appropriation Bill, similar to that of last year, directing any surplus in the Treasury to be applied to pay the public debt.

The Senate then sent a Message asking leave to amend the Bill to raise supplies agreeably to the recommendation of the Committee of Conference; which was granted, and an answer was returned.

The Report of the Committee on Claims,

On the Account of J. B. Irving, Sheriff of Charleston District, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

Mr. CARN, from the Committee of Conference, on the Bill to establish certain Roads, Bridges and Ferries, made the following Report; which was considered and agreed to:

The Committee of Free Conference, to whom was referred the subject of disagreement between the two Houses, in the Bill to establish certain Roads, Bridges and Ferries, respectfully Report: That they have duly considered

the same, and recommend that the Senate recede from insisting on the amendment proposed by striking out from the 20th Section, the words "by a direct line running," and inserting the words "by the most direct route."

On motion of Mr. PALMER, the Report of the Committee on Internal Improvements, on the Petition of the Agricultural Society of Union District, praying that the navigation of Broad River may be improved, was *taken up*, and the question being put, Will the House agree to the Report of the Committee, which recommended an appropriation of twelve thousand dollars to improve the navigation of Broad River? it was decided in the negative.

YEAS.....46.

NAYS.....52.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Aiken,	Messrs. Huger,	Messrs. W. M. Porcher,
Atkinson,	Johnson,	Porter,
Boyce,	Lucas,	Pringle,
Boykin,	McCaw,	Read,
Bull,	McLure,	Rogers,
Carew,	McCully,	Simons,
DeSaussure,	Memminger,	E. P. Smith,
A. H. Dunkin,	Middleton,	Springs,
DuPre,	Miller,	Swygert,
Fernandes,	Mitchell,	Torre,
Gibbs,	Northrop,	Tradewell,
Giles,	Oswald,	G. W. Williams,
Gist,	Otterson,	I. D. Wilson,
Harleston,	Owens,	J. J. Wilson,
Harrington,	Palmer,	Zimmerman.

Those who voted in the negative, are

Messrs. Alexander,	Messrs. Hardee,	Messrs. Poyas,
Allen,	Harley,	Presley,
Barnes,	Harllee,	Rice,
Bedon,	Holland,	Shingler,
Benbow,	Holmes,	Joel Smith,
Blakeney,	Horlbeck,	Sullivan,
Broyles,	Hough,	Summer,
Calhoun,	Jamison,	D. S. Taylor,
Carn,	Jones,	Thomson,
Chandler,	Kennedy,	Tillinghast,

Cooner,	McCutchen,	Vinson,
Cooper,	B. Y. Martin,	Waldo,
P. E. Duncan,	Moseley,	Ware,
Evans,	Orr,	Whaley,
Gary,	Phillips,	C. Williams,
Geiger,	Pope,	Witherspoon,
Griffin,	T. W. Porcher,	Wright.
Hall,		

The Senate sent to this House the following Bills, which were read the third time:

A Bill to abolish Brigade Encampments;

A Bill to alter and amend "an Act to authorize the formation of the Greenville and Columbia Rail Road Company; and

A Bill to diminish the number of Magistrates.

Resolved, That they do pass; that the titles thereof be changed; that they be called "Acts." Ordered, that they be returned to the Senate.

Mr. JOHNSON submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and ordered to be sent to the Senate for concurrence:

Resolved, That the sum of three hundred dollars, appropriated for repairs of the Arsenal in the Town of Beaufort, be subject to the order of the Intendant of said town, to be expended under his direction, and accounted for by the Governor.

The Senate sent to this House, a Bill to increase the jurisdiction of the Ordinary in the appointment of Guardians; which was read the third time;

Mr. MEMMINGER moved to lay the Bill on the table; which was decided in the negative.

YEAS.....30.
NAYS.....48.

The Yeas and Nays were requested, and are as follows:

Those who voted in the affirmative, are the

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Boyce,	Messrs. Huger,	Messrs. Read,
Boykin,	Jamison,	Simons,
Boyle,	Memminger,	Sullivan,
Carew,	Middleton,	Tillinghast,
Carn,	Mitchell,	Torre,
DeSaussure,	Northrop,	Vinson,
A. H. Dunkin,	Otterson,	Whaley,
Harleston,	Palmer,	J. I. Wilson,
Harllee,	Phillips,	Zimmerman.
Horlbeck,	Pringle,	

Those who voted in the negative, are

Messrs. Alexander,	Messrs. Harley,	Messrs. Pressly,
Allen,	Holland,	Rice,
Barnes,	Holmes,	Joel Smith,
Calhoun,	Hough,	Sloan,
Chandler,	Johnson,	Springs,
Cooper,	Kennedy,	Summer,
P. E. Duncan,	McCaw,	Swygert,
Evans,	McCully,	D. S. Taylor,
Gary,	McCutchen,	Thomson,
Geiger,	B. Y. Martin,	Towles,
Gibbs,	Miller,	Waldo,
Giles,	Moseley,	Ware,
Gist,	Orr,	C. Williams,
Griffin,	Owens,	G. W. Williams,
Hall,	Pope,	Witherspoon,
Hardee,	T. W. Porcher,	Wright.

Mr. ORR obtained leave to withdraw the Petition of Abarilla Wilbanks; and

Mr. SLOAN obtained leave to withdraw the Petition of citizens of Pickens, praying an appropriation for the Court House.

The Senate sent to this House the following Bills, which were read the third time:

A Bill to alter and amend the law concerning the custody and care of derelict estates by the Ordinary;

A Bill to amend the law in relation to Sheriffs; and,

A Bill to incorporate the Charleston Gas Light Company.

Resolved, That they do pass; that the Titles thereof be changed; that they be called "Acts." Ordered, That they be returned to the Senate.

Mr. MEMMINGER, from the Committee of Ways and Means, made Reports,

On the Resolution of Enquiry as to the Catawba Indians; and,

On the Petition of Thomas L. Senross and wife; which were ordered for consideration to-morrow.

The Senate sent to this House, the Report of the Committee on Claims and Grievances, on B. Hart's accounts for incidental expenses of the State House, for 1846; which was referred to the Committee on Claims.

The Report of the Committee on Accounts, on the Contingent Accounts of the Upper Division of the Treasury, was read and agreed to, and ordered to be sent to the Senate for concurrence.

On motion of Mr. CHARLES WILLIAMS, the House adjourned, at 47 minutes past 11 o'clock, P. M.

FRIDAY, DECEMBER 17, 1846.

At the Hour to which the House was adjourned, the Clerk called the Roll, when the SPEAKER took the Chair, and a quorum being present, the Journal of yesterday's proceedings was read.

The Senate returned to this House the following Acts, which were committed to the Committee on Engrossed Acts :

An Act to amend the Law in relation to the contested elections of Major Generals and Brigadier Generals of the Militia of this State ;

An Act to convey to the United States, certain Lands on Sullivan's Island, James Island and Shute's Folly Island ;

An Act to amend an Act entitled " An Act to incorporate the Belvidere Manufacturing Company in the State of South Carolina;

An Act to enable Mary Hodges to receive her annuity by Attorney ;

An Act concerning the State Roads;

An Act to vest in Louisa Waters, and her heirs forever, all the right, title and interest of the State in and to a certain house and lot in the Village of Chester ;

An Act to revive and amend an act entitled, " An Act to authorize the formation of the Charleston, Georgetown and All Saints Rail Road Company ;

An Act to extend the jurisdiction of Magistrates in the Town of Hamburg in cases of foreign attachment ;

An Act for organizing the Fire Guard of Charleston ;

An Act prescribing the mode of electing Tax Collectors, and for other purposes ;

An Act to prevent the sale of Lottery Tickets within this State ;

An Act to vest the title of the State in certain property liable to escheat in Elizabeth Montgomery and Margaret Elizabeth Montgomery ;

An Act to amend the Law in relation to Magistrates and Constables ;

An Act to restore Spartanburg District to the Western Circuit ;

An Act to incorporate the DeKalb Manufacturing Company, and for other purposes ;

An Act to incorporate certain Societies and Companies, and to renew and amend certain charters heretofore granted ;

An Act to raise supplies for the year commencing in October, one thousand eight hundred and forty-six ;

An Act to establish certain Roads, Bridges and Ferries, and

An Act to make appropriations for the year commencing in October, one thousand eight hundred and forty-six.

Mr. SHINGLER, who was absent when the vote was taken on laying on the Table a Bill, from the Senate, to increase the jurisdiction of Ordinary in the appointment of Guardians, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered No.

Mr. BLAKENEY, from the Committee on Claims, made Reports,

On the Report of the Committee of the Senate on the Account of Benjamin Hart, and

On the Account of Edward Mulligan, Sheriff of Beaufort; which were ordered to be placed in the General Orders.

On motion of Mr. BLAKENEY, the vote taken yesterday on concurring in the Report of the Committee on Claims and Grievances of the Senate, on the account of the Steam Saw Mill of Charleston, was reconsidered and the Report was ordered to *lie on the table.*

The Senate then attended and joined the House in a ballot for President of the Bank of the State of South Carolina.

The House then proceeded to the consideration of the

GENERAL ORDERS.

The Report of the Committee on Vacant Offices, appointing Magistrates and other District officers, was considered and agreed to, and ordered to be sent to the Senate for concurrence.

The Senate sent to this House

A Resolution, providing for discontinuing a place of election in Marion District and substituting another, and

A Resolution, providing for continuing the Geological Survey for four months; which were ordered to be considered immediately, were concurred in and ordered to be returned.

The Senate sent to this House, for concurrence, the following Reports:

Reports of the Committee on Claims and Grievances,

On the Account of E. Waterman, for public printing;

On the Petition of D. K. Whitaker, for attendance as a Witness;

On the Account of John E. Grist for advertising, and

On the Accounts of sundry persons, asking compensation for attendance as Witnesses in the contested Election for St. Pauls; which were severally referred to the Committee on Claims of this House.

Report of the Committee on the Military and Pensions,

On the Petition of Jasper Faust, praying a pension; which was referred to the Committee on Pensions of this House.

Report of the Committee on the College, Education and Religion, on the

Governor's Message, relating to the South Carolina College; which was referred to the Committee on Education of this House; and

A Resolution providing for delaying suit on Bonds of purchasers of public lands; which was referred to the Committee on Internal Improvements.

The Senate returned with their concurrence,

Reports of the Committee on Claims,

On the Account of P. M. Johnson;

On the Account of the Charleston Mercury, for advertising notice of the General Election and notice of Tax Collector's Election;

On the Account of A. G. Summer;

On the Account of the Charleston Courier; and

On the Petition of Henry Hancock, Sheriff of Lancaster.

Report of the Committee of Ways and Means,

On a Resolution of enquiry as to Lotteries:

And Resolutions directing the Superintendent of Public Works to examine obstructions in the Savannah River near Augusta.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 18, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House to amend the Report of the Committee on accounts of your House, on the contingent accounts of the Upper Division, as follows:

Strike out the name of "Wilson Holmes" and insert "William Holmes," constable for Anderson District;

Chesterfield, strike out "Angum" and insert "Mangum;"

Edgefield District, strike out "late Clerk" opposite Bacon's name and insert opposite to Pope;

Sumter, strike out "F. H. Kennedy" and insert "A. W. Bateman," and add "Constable C. Brewer, $28,58.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate to make the amendment proposed, and an answer was returned accordingly.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of A. C. Sutton;

On the Account of S. P. Sutton;

On the Account of N. Harris; and

On the Account of J. D. White.

The House concurred in and returned to the Senate,

The Report of the Committee on the Military and Pensions,

On the Petition of Richmond R. Terrell, administrator of John Hinson.

The Senate sent to this House the following resolution:

Resolved, That all the Bills and Resolutions submitted to either Branch of this Legislature during the present Session, on the subject of giving the election of Electors of President and Vice President of the United States to the people, be printed with the Acts and Journals of the Legislature, so as to be submitted to the people for their consideration.

On motion of Mr. NORTHROP, a Message was ordered to be sent to the Senate, asking leave of the Senate to strike out all of said Resolution, after the word "Resolved," and insert the following words:

"That all such Bills and Resolutions, submitted to either House, during the present Session of the General Assembly, respecting the election of Electors of President and Vice President of the United States, together with the opinions of the Attorney General and Solicitors, as to the power of the General Assembly to provide by Law, that the Members elected at the General Election shall assemble prior to the period named in the Constitution, be published with the Acts and Journals of the present Session."

The following Reports were ordered to *lie on the table:*

Report of the Committee on Internal Improvements,

On Petitions of citizens of Darlington, praying an appropriation to improve the navigation of Pee Dee River,

Report of the Committee on Roads, Bridges and Ferries,

On the Petition of John Bennet; and

Report of the Committee on the Military,

On a resolution to enquire and report upon the propriety of increasing allowance to Artillery Companies in certain cases.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 18, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to amend the Report of the Committee on Claims of your House, on the Petition of Z. D. Cottrell, by striking out the words "ninety-eight dollars," for the purpose of inserting the words "ninety-six dollars."

Senate also asks leave of your House to amend the Report of the Special Committee of your House, upon the return of the Trustees of the Estate of the late Dr. De La Howe, consisting of the Delegation in the House of Representatives from Abbeville, by striking out the following words:

"The delegation recommend that the number of scholars be increased to twenty-eight, to wit: fourteen boys and fourteen girls."

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate, to make the amendments proposed and a message was returned accordingly.

The Senate then attended, and joined the House in a ballot for President and Directors of the Bank of the State of South Carolina.

The Senate sent to this House the Report of the Committee on the College, Education and Religion, on the Returns of the Commissioners of Free Schools for the several Districts and Parishes; which was referred to the Committee on Education of this House.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 18, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to amend the Resolution of your House, directing the Secretary of State and Surveyor General to make Indexes to the Books and Plats in their respective Offices, by inserting the word "future," after the word "the," in the sixth line, and the words "which may hereafter be kept," after the word "plats," in the 7th line.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to the Senate to make the amendment proposed, and an answer was returned accordingly.

Mr. ORR, from the Committee on Claims, made Reports; which were ordered to be placed in the General Orders:

On the Report of the Committee of the Senate, on the Account of John E. Grist, for advertising;

On the Report of the same Committee, on the Accounts of sundry persons, for compensation for attendance as witnesses in the contested election for St. Paul's;

On the Report of the same Committee, on the Account of E. Waterman, for Printing;

On the Report of the same Committee, on the Petition of D. K. Whitaker; and

On the Petition of John Hudgins, Sheriff of Laurens.

Mr. G. W. WILLIAMS, from the Committee on Pensions, made a Report,

On the Report of the Committee on the Military and Pensions, of the Senate, on the Petition of Jasper Faust; the Report was ordered to be considered im-

mediately, and the Report of the Committee on the Military and Pensions, of the Senate, was ordered to be returned.

Mr. MIDDLETON, from the Committee on Internal Improvements, made a Report,

On a Resolution from the Senate, for delaying suit on bonds of purchasers of public lands; which was ordered to be placed in the General Orders.

Mr. JONES, from the Committee appointed to count the ballots cast for President and Directors of the Bank of the State of South Carolina, Reported, that

For President—		F. H. ELMORE,	received	137	votes.
"	*Director*,—	W. C. DUKES,	"	114	"
"	"	D. C. WEBB,	"	114	"
"	"	W. B. PRINGLE,	"	110	"
"	"	G. N. REYNOLDS,	"	104	"
"	"	J. H. STEINMEYER,	"	98	"
"	"	ROBT. CALDWELL,	"	96	"
"	"	W. M. LAWTON,	"	90	"
"	"	W. A. CARSON,	"	85	"
"	"	R. G. STONE.	"	85	"
"	"	P. C. GAILLARD,	"	81	"
"	"	J. L. STROHECKER,	"	77	"
"	"	ELISHA CARSON,	"	76	"

That 75 votes was a majority, and that the foregoing gentlemen are elected President and Directors of the Bank of the State of South Carolina.

Mr. NORTHROP, from the Committee on Education, made a Report,

On the Report of the Committee on the College, Education and Religion, of the Senate, on the Returns of the Commissioners of Free Schools for the several Districts and Parishes; and also,

On the Report of the same Committee, of the Senate, on so much of the Governor's Message as relates to the South Carolina College; which were ordered to be placed in the General Orders.

The House then proceeded to the consideration of the following Report, which had been made the Special Order of the Day, for this day, at 12 o'clock M.

The Committee of Ways and Means, to whom was referred the Report of the President of the Bank, have duly considered the same, and respectfully Report,

That as to that portion which suggests that some provision be made by law, allowing suits to be brought by the Bank in the Districts where the Bank and its Branches are located, your Committee cannot advise any action. They

consider the suggestion as involving a system of special legislation, which is unsound in principle, and, as they think, will prove inefficient, or even injurious, to the public, in practice.

In relation to the general concerns of the Bank, your Committee think that the time has arrived, in which dissensions can be had as to its policy, without any shock to public credit. The prosperous condition of the country, and the freeness of the money market, mark this as a proper period for making any change which may be desired in our fiscal arrangement. Your Committee therefore propose to direct attention to a measure which they deem of very great importance to our State.

It will be borne in mind, that the banking capital of the Bank of the State, consists of three distinct funds.

1. The Real Capital, originally set apart for its operations, now amounting to	$1,123,357 73
2. The money borrowed on the Bonds of the State, under the Act for re-building the City of Charleston, amounting to	1,810,253 37
3. The Sinking Fund, including part of the Surplus Revenue, which amounted last year to	685,545 83
Total	$3,619,156 93
To ascertain the actual Banking capital, there must be deducted from the above total, the amount loaned the citizens of Charleston, as the Fire Loan, which is	934,968 45
Leaving a balance of	$2,684,188 48

for the actual Banking capital.

Your Committee are unable to ascertain, from the documents in their possession, what is the actual exact rate of profit made upon this banking capital, inasmuch as all the receipts of the Bank, whether from the Fire Loan, from fluctuations in Stocks, or otherwise, are thrown into one general account. If we take the aggregate of profit set forth in the Bank Report now before us, it amounts to 5½ per cent. If we take the documents published by the Bank in 1843, the rate of profit since the addition of its borrowed capital, from the Fire Loan, ranges from 4 18-100 to 5 55-100 per cent.

This small profit results from the very nature of things; for in a small community it is not easy to employ, advantageously, a large capital; and we find as a result, that the larger the banking capital, the smaller is likely to be its rate of profit.

Now, as a great portion of the banking capital is made of money borrowed by the State, it is an interesting inquiry to ascertain whether the State gains

or loses by the operation. The amount of State Bonds payable at 5 per cent. interest in London, is $1,000,222. This interest must be remitted thither, and consequently is increased by the premium on exchange and charges, which amount, on the average, to something between one half and one per cent., thus making the interest, in fact, equal to from five and a half to six per cent.

So, too, the other Bonds due by the State, amounting to $808,031, are payable in this country at an interest of 6 per cent. So far as the amount in the hands of the citizens of Charleston, for the Fire Loan, is concerned, the operation is equal; but so far as the remaining nine hundred thousand dollars, in the hands of the Bank, is concerned, there is a clear annual loss, by the operation, of between five and nine thousand dollars, fluctuating between these sums, according to the rate of exchange, and the more or less favorable business done by the Bank.

It will be observed, too, that the Bank has no fund to pay contingent losses arising from bad debts or otherwise. The rate of profit, therefore, which is assumed for the Bank, in the foregoing statement, is much beyond what it will probably realize. For example: in the Bank statement, its suspended debt, in suit is set down at $188,369, and in judgment at $19,025—in all, $207,394 and 29. Unless the experience of this Bank shall prove entirely different from that of every other Bank, a very large portion of this sum must be lost, and this loss must proportionately reduce the rate of profit, which has already been found too small. Hence it appears with certainty, that on the score of profit and loss, the State suffers positive and considerable annual loss by Banking on this borrowed capital.

But when your Committee turn to the great public considerations which are involved in this system of banking upon borrowed money, your Committee cannot hesitate to advise its immediate discontinuance. If a substantive proposition were made, that the State should borrow money to lend on individual notes, it would scarcely find any support. And yet, substantially, this system is the same, for the money, so soon as it finds its way into the Bank, is loaned out upon individual securities, and if these fail, the recourse of the public creditor is necessarily on the public Treasury. The people, therefore, must be taxed to make good the bad debts of individuals, and the public Treasury is thus involved in the fortunes of individual speculation.

But there is another view of the subject of very considerable interest, which the present condition of the Bank exhibits. At a time of less prosperity, your Committee would have felt some hesitation in presenting it in a public document; but they think, the present condition of foreign exchanges would ena-

ble the Bank to free herself from the embarrassment, which, at another time, the present development might occasion.

According to the Bank statement, the issue of bills in circulation now amounts to..... $960,303 00
And the Deposits to..... 691,786 00

Making a cash liability, or circulation, of.....$1,652,089 00
payable on immediate demand.

The assets which are available on sudden emergency to meet this demand, are the specie in Bank, amounting to.....$142,755 00
And the Bills of other Banks, for which specie might be demanded..... 54,360 00
Total,..... $197,115 00,

Usually, the foreign and domestic Exchange in possession of a Bank, may be applied to procure specie, or to meet a foreign demand; but these amount only to $94,731 00, and are more than counterbalanced by two sums set down as due the Merchants Bank of New York, and J. C. Hambro, amounting to $135,129 00, which are presumed to be cash liabilities, and must be met by cash assets.

So that the result is, that the Bank is liable, on demand, to pay $1,652,089 00
And has cash assets and specie, amounting to..... 197,115 00

Leaving a balance of.....$1,454,974 00
beyond its cash resources.

Suppose a state of things inducing, even a comparetively small but sudden revulsion in commercial affairs, is it not obvious that the Bank is reduced to the necessity of sacrificing some of its other assets, at whatever may be got, for the time, or of suspending specie payments: and is it not also obvious, that the State and its finances must thus become involved in the most serious hazards of Banking operations?

Your Committee deem it their duty to say, that although the existing state of the money market renders improbable any such demand as that proposed, yet they cannot approve the existing condition of the Bank. They think the issues are entirely too large for the amount of cash assets on hand, and that the Bank is too much exposed by such a disproportion. To their minds, it affords another proof of the unsoundness of the whole system, as this condition of the Bank seems to be caused by the very anxiety on the part of the direction, to increase its profit. The specie in Bank, of course, brings no interest. The constant tendency of the Bank is to reduce its amount, and unless this

tendency be checked, the country becomes exposed to all the evils of an inflated and irredeemable currency. It is the duty of the General Assembly to guard the people against these evils, while its interest prompts to increase the profits of the Bank. Connection with the Bank, therefore, operates to swerve the public authorities from their duty.

These are but a few of the many considerations which might be presented by your Committee, to show the unsoundness of this union between Bank and State. Whatever may be the views of your Committee, as to a total severance of the connection, they think it unwise to attempt more than to call in all the borrowed capital of the Bank, and to apply the same in extinguishment of the public debt. They are fully aware, that great fluctuations in the supply of money and credit, are injurious, and they prefer, therefore, measures of gradual operation. The assets of the Bank, to the extent proposed, can be called in at the present time without any general derangement. There is abundance of capital-seeking investment, and no individual entitled to credit would be seriously embarrassed.

The only real difficulty in the way, is the distance of time at which the public debt is payable, and the consequent value of the stock of the State beyond its par. Your Committee, however, are assured, that if the General Assembly distinctly declare its will to that effect, the skill and experience of the President and Directors, will find the proper means of carrying it into effect. Your Committee can see no substantial hindrance in the way of a willing and active agent; and they regard the object as of so much importance, that they would even prefer a purchase of the State Bonds at an enhanced rate above par, to a continuance of the system of lending out the money on individual security. But even this alternative could be avoided, by adopting the plan which the Bank has already partially adopted, of investing the money in such undoubted securities of a public nature, as would be undoubtedly available in time to meet the public debt. These details they think it best to leave to the sound discretion of the President and Directors.

On the whole matter, your Committee advise the adoption of the following Resolutions:

1. *Resolved*, That the Banking capital of the State ought to be reduced to its original amount of actual capital, to wit: the sum of $1,123,357 73.

2. *Resolved*, That the other funds now used by the Bank, as banking capital, ought to be called in and applied to the discharge of the public debt.

3. *Resolved*, That the President and Directors of the Bank do forthwith adopt such measures as may be proper for carrying out the foregoing Resolutions; and that they report to the General Assembly, at its next session, what action has been taken thereon.

After sometime spent in the discussion, Mr. HUNT moved to lay the Report on the Table, which passed in the affirmative.

YEAS.....64.

NAYS.....38.

The yeas and nays were requested, and are as follows;

Those who voted in the affirmative are,

Hon. W. F. COLCOCK, Speaker,

Messrs. Alexander,	Messrs. Giles,	Messrs. Owens,
Allen,	Hall,	T. W. Porcher,
Alston,	Hardee,	W. M. Porcher,
Atkinson,	Harleston,	Porter,
Barnes,	J. J. Harley,	Pringle,
Bedon,	W. W. Harllee,	Read,
Benbow,	Harrington,	Rice,
Blakeney,	Harrison,	Rogers,
Boyce,	Henry,	Simons,
Calhoun,	Huger,	E. P. Smith,
Carew,	Hunt,	Sullivan,
Chandler,	Johnson,	Summer,
Cooper,	McLure,	A. R. Taylor,
Crawford,	McCully,	Tillinghast,
Davie,	A. M. Martin,	Torre,
DeSaussure,	Middleton,	Vinson,
A. H. Dunkin,	Mitchell,	Waldo,
DuPre,	Moseley,	C. Williams,
Elliott,	Murrell,	G. W. Williams,
Evans,	Northrop,	Witherspoon,
Geddes,	Orr,	Zimmerman,

Those who voted in the negative are,

Messrs. Aiken,	Messrs. Kennedy,	Simkins,
Carn,	Lucas,	Joel Smith,
Cooner,	McCutchen,	Springs,
P. E. Duncan,	B. Y. Martin,	Swygert,
Foster,	Memminger,	D. S. Taylor,
Gary,	Miller,	Thomson,
Geiger,	Oswald,	Towles,
Gist,	Palmer,	Walker,
Griffin,	Phillips,	Ware,
Holland,	Pope,	Whaley,
Holmes,	Poyas,	I. D. Wilson,

Horlbeck,	Pressly,	J. J. Wilson.
Hough,	Shingler,	

Mr. HUNT submitted the following Resolutions:

Resolved, That the Resolutions reported by the Committee of Ways and Means do lie on the Table, and that in lieu thereof, the following Resolutions be adopted:

1. *Resolved*, That the President of the Bank of the State do report, at the next Session of the Legislature, whether the State, on an average of years, has lost, or is likely to lose, any and what amount, by banking, on the present capital of the Bank, especially that part thereof which consists of the Sinking Fund and Fire Loan.

2. *Resolved*, That he also report, what effect the reduction of the capital of the Bank, by calling in and paying off those parts of the capital of the Bank, would have on the ability of the Bank to pay off the public debt as it falls due, and on the obligations and engagements of the State, in relation to those who now hold the securities of the State, and the general prosperity of the Bank.

3. Also, to report what losses will probably be incurred by a compulsory payment on the part of the Bank, of all or any part of the public debt, before it falls due.

Mr. MEMMINGER moved to amend the Resolutions by adding the following:

Resolved, That the borrowing of money upon the public credit, for the Bank of the State to loan out to individuals, is a policy unsound in principle and dangerous to the interest of the people:

Mr. TILLINGHAST moved to lay this amendment on the Table, which was decided in the negative.

YEAS.....48.

NAYS.....57.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Alexander,	Messrs. Geddes,	Messrs. Owens,
Allen,	Giles,	T. W. Porcher,
Alston,	Hall,	Porter,
Atkinson,	Hardee,	Rice,
Barnes,	Harleston,	Simons,
Bedon,	Harllee,	E. P. Smith,
Benbow,	Henry,	Summer,
Boyce,	Hunt,	A. R. Taylor,
Calhoun,	Jamison,	Tillinghast,

Carew,	Johnson,	Torre,
Crawford,	McLure,	Tradewell,
Davie,	McCully,	Waldo,
DeSaussure,	A. M. Martin,	C. Williams,
A. H. Dunkin,	Middleton,	G. W. Williams,
DuPre,	Mosely,	Zimmerman.
Elliott,	Murrell,	

Those who voted in the negative are,

Messrs. Aiken,	Messrs. Horlbeck,	Messrs. Pringle,
Boykin,	Hough,	Read,
Bull,	Huger,	Rogers,
Carn,	Kennedy,	Shingler,
Chandler,	Lucas,	Simkins,
Coone,	McCutchen,	Joel Smith,
Cooper,	B. Y. Martin,	Sloan,
P. E. Duncan,	Memminger,	Springs,
Evans,	Miller,	Swygert,
Foster,	Mitchell,	D. S. Taylor,
Gary,	Northrop,	Thomson,
Gillison,	Orr,	Towles,
Gist,	Oswald,	Virson,
Griffin,	Palmer,	Walker,
Hasley,	Phillips,	Ware,
Harrington,	Pope,	Whaley,
Harrison,	W. M. Porcher,	I. D. Wilson,
Holland,	Poyas,	J. J. Wilson,
Holmes,	Pressly,	Witherspoon.

The question was then put, Will the House agree to the amendment offered by Mr. MEMMINGER? which passed in the affirmative.

YEAS.....84.

NAYS.....16.

The yeas and nays were requested, and are as follows:

Those who voted in the affirmative are,

Hon. WILLIAM F. COLCOCK, Speaker,

Messrs. Aiken,	Messrs. Huger,	Messrs. Rice,
Allen,	Hunt,	Rogers,
Atkinson,	Jamison,	Shingler,
Barnes,	Lucas,	Simkins,
Bedon,	McLure,	E. P. Smith,
Benbow,	McCully,	Joel Smith,

Boykin,	McCutchen,	Sloan,
Bull,	A. M. Martin,	Springs,
Carn,	B. Y. Martin,	Summer,
DeSaussure,	Memminger,	Swygert,
P. E. Duncan,	Middleton,	A. R. Taylor,
DuPre,	Miller,	D. S. Taylor,
Elliott,	Mitchell,	Thomson,
Evans,	Murrell,	Tillinghast,
Foster,	Northrop,	Torre,
Gary,	Orr,	Towles,
Geiger,	Oswald,	Vinson,
Gillison,	Owens,	Waldo,
Gist,	Palmer,	Walker,
Griffin,	Phillips,	Ware,
Hardee,	Pope,	Whaley,
Harley,	T. W. Porcher,	C. Williams,
Harrington,	W. M. Porcher,	G.W. William s
Harrison,	Porter,	I. D. Wilson,
Holland,	Poyas,	J. J. Wilson,
Holmes,	Pressly,	Witherspoon,
Horlbeck,	Pringle,	Zimmerman.
Hough,	Read,	

Those who voted in the negative are,

Messrs. Alston,	Messrs. Crawford,	Messrs. Kennedy,
Calhoun,	A. H. Dunkin,	Mosely,
Carew,	Giles,	Simons,
Chandler,	Hall,	Tradewell.
Cooner,	Harllee,	
Cooper,	Johnson,	

Mr. MEMMINGER offered the following Resolution, by way of amendment:

Resolved, That nothing contained in the foregoing Resolutions is to be construed as authorizing the Bank of the State to depart from the policy indicated in the Resolutions of the General Assembly, adopted in December, 1843.

Mr. MIDDLETON moved to amend the Resolutions by adding the following proviso: *Provided*, that no bond of the State shall be redeemed at a price above the par value thereof.

On motion of Mr. JOHNSON, the Resolutions submitted by Mr. HUNT, together with the amendments proposed by Messrs. MEMMINGER and MIDDLETON, were indefinitely postposed.

The following message was received from the Senate:

IN THE SENATE, DECEMBER 18, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to amend the Report of the Committee on Vacant Offices of your House, by adding, for Williamsburg District, WILLIAM B. GRAVES, Magistrate.

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate, to make the amendment proposed, and a Message was sent accordingly.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate for concurrence:

Reports of the Committee on Claims,

On the Account of I. C. Morgan; and,

On the Account of John G. Bowman.

The following Reports were considered and agreed to:

Reports of the Committee on Internal Improvements,

On the Petition of citizens of Barnwell and Beaufort, praying an appropriation for clearing out Saltketcher River; and,

On the Petition of T. W. Moore.

The following Message was received from the Senate:

IN THE SENATE, DECEMBER 18, 1846.

Mr. Speaker and Gentlemen:

Senate asks leave of your House, to amend the Report of the Committee on Claims of your House, on the account of R. Q. Pinckney, Secretary of State, by striking out the words "one hundred and fifty dollars and forty-seven cents," and inserting "one hundred and one dollars and twenty-five cents;" and also, to amend the Report of the same Committee on the account of M. E. Munro, Editor of the Southern Patriot, by striking out the words "fifty-nine dollars and three cents," and inserting "fifty-one dollars and forty-one cents."

By order of the Senate,

ANGUS PATTERSON, *President.*

The House granted leave to Senate to make the amendment proposed, and an answer was returned.

The House concurred in, and returned to the Senate, the Report of the Committee on the Military and Pensions, on the petition of Sarah Crossland.

The Senate informed the House, through their Clerk, that they were ready to proceed to the ratification of the Acts passed at the present session of the General Assembly, at 7 o'clock, P. M., and invited the House to attend in the Senate Chamber for that purpose.

Mr. SULLIVAN, from the Committee on Engrossed Acts, made the following Report:

The Committee on Engrossed Acts, respectfully Report the following Acts, passed at the present session of the General Assembly, as ready for ratification:

1. An act to extend the duration of an act authorizing the formation of limited partnerships.

2. An act to alter and amend so much of the "act to regulate the office of Comptroller General," ratified on 17th December, 1834, as relates to Contingent Accounts.

3. An act, to charter the Wilmington and Manchester Rail Road Company.

4. An act, to alter and amend the Law concerning the custody and care of derelict estates by the Ordinary.

5. An act to incorporate the Greenville Manufacturing Company.

6. An act to amend the Law in relation to Sheriffs.

7. An act to diminish the number of Magistrates.

8. An act to abolish Brigade Encampments.

9. An act to increase the jurisdiction of the Ordinary in the appointment of Guardians.

10. An act to incorporate the Charleston Gas Light Company.

11. An act, to amend an act, to authorize the formation of Greenville and Columbia Rail Road Company.

12. An act to abolish the allowance of tare on bales of cotton.

13. An act, to amend an act, to incorporate the American and German, Trading and Insurance Company.

14. An act to vest the title of the State in the real estate of Edward Jenkins, deceased, in Robert Pringle, and others.

15. An act to vest the title of the State in the real estate of John Rehpen in John J. Jessen.

16. An act to incorporate the Metropolitan Rail Road Company.

17. An act to incorporate the South Carolina Insurance Company.

18. An act to incorporate the Charlotte and South Carolina Rail Road Company.

19. An act to incorporate the DeKalb Manufacturing Company.

20. An act to prevent the sale of Lottery Tickets within the State.

21. An act to vest the title of the State, in certain property liable to escheat in Elizabeth Montgomery and her daughter.

22. An act to amend the Law in relation to Magistrates and Constables.

23. An act to restore Spartanburg District to the Western Circuit.

24. An act for organizing the Fire Guard of Charleston.

25. An Act to extend the jurisdiction of Magistrates in the town of Hamburg, in cases of foreign attachment.

26. An Act to vest in Louisa Waters, and her heirs forever, all the right title and interest of the State, in and to a certain house and lot, in the village of Chester.

27. An Act to enable Mary Hodges to receive her annuity by Attorney.

28. An Act concerning the State Roads.

29. An Act, to amend an act, entitled an act, to authorize the formation of the Charleston, Georgetown, and All Saints Rail Road Company, ratified the 19th December, 1838.

30. An Act to convey to the United States, certain Lands on Sullivan's, James' and Shute's Folly Islands.

31. An Act to alter and amend the Law in relation to the election of Major General and Brigadier General of the Militia of this State.

32. An Act prescribing the mode of electing Tax Collectors, and for other purposes.

33. An Act to incorporate certain Societies and Companies, and to renew and amend certain Charters heretofore granted.

34. An Act to raise supplies for the year 1847.

35. An Act to establish certain Roads, Bridges and Ferries.

36. An Act to make appropriations for the year commencing in October, one thousand eight hundred and forty-six.

37. An Act to amend an act, entitled an act to incorporate the Belvidere Manufacturing Company in the State of South Carolina.

38. An Act to confer on Arthur P. Brolly, an alien, the privilege of applying for admission to practice Law.

39. An Act to authorise a reduction of toll on single horse carts on the State Road.

C. P. SULLIVAN, *Chairman.*

On motion of Mr. EVANS, business was suspended at 3 minutes past 4 o'clock, till half past 6 o'clock, P. M.

RECESS.

When the SPEAKER resumed the chair,

Mr. TRADEWELL, who was absent when the vote was taken to lay on the Table, the Report of the Committee of Ways and Means on the Report of the President and Directors of the Bank of the State of South Carolina, was permitted to record the vote he would have given if present, and his name having been called for that purpose, he answered Aye.

Mr. JOHNSON obtained leave to withdraw the Petition of the citizens of St. Helena Parish respecting the Beaufort College.

The House considered and agreed to the Report of the Committee on Privileges and Elections, appointing managers of elections in the several districts and parishes; and ordered it to be sent to the Senate for concurrence.

The Senate sent to this House,

A Resolution providing for publishing with the Acts and Resolutions, the Reports of the Special Committees upon the Bank of the State of South Carolina; and,

The Report of the Special Joint Committee appointed to nominate suitable persons to represent the Stock held by the State, in the meetings of the South Western Rail Road Bank and South Carolina Rail Road Company; which were ordered to be considered immediately, were concurred in, and ordered to be returned.

The Senate returned to this House, with their concurrence, the following Reports and Resolutions:

Report of the Committee on Accounts,

On the Contingent Accounts against the Upper Division of the Treasury.

Report of the Committee on Vacant Offices,

On appointing Magistrates and other District Officers.

Report of the Committee on the Military,

On a Resolution authorizing an appropriation for the repairs of the State Arsenal at Beaufort.

Report of the Abbeville Delegation,

On the Report of the Trustees of the Estate of Dr. De La Howe.

Report of the Committee on Claims,

On the Account of Z. D. Cottrell; and,

Report of the Committee on District Offices and Officers,

On a Resolution recommending a compilation of the Laws touching the duties of Magistrates and Constables.

A Resolution directing the Secretary of State and Surveyor General to make indexes to the Books and plats in their respective offices; and,

A Resolution directing that the appropriation at Beaufort shall be expended by the Intendant of the town of Beaufort.

The following Reports were considered and agreed to, and ordered to be sent to the Senate for concurrence:

Reports of the Committee of Ways and Means,

On the Petition of W. A. Ancrum;

On the Report of the Comptroller General, and of the Commissioner of the town of Columbia as to Lots belonging to the State;

On the Petition of John J. Kinsler;

On the Petition of J. N. Walker;

On the Petition of Samuel Kennerly;

On the recommitment of a Resolution of enquiry as to the South Western Rail Road Bank, directing the time of sending the Annual Report of the President and Directors of the Bank;

On the Report of the Comptroller General, as to the default of the Camden Branch, in making monthly returns; and,

On the Memorial of the South Carolina Rail Road Company, praying the remission of the debt due the State.

Report of the Committee on the Lunatic Asylum,

On the Reports of the Regents and Physician and Superintendent.

Reports of the Committee on Claims,

On the Account of H. Boulware, Sheriff of Edgefield, and,

On the Account of E. S. J. Hayes, Messenger of the House.

Reports of the Committee on Education,

On the Report of the Attorney General, on the debt due to the Ludlam School Fund;

On the Report of the Vestry of St. James, Goose Creek, on the Ludlam School Fund; and,

On sundry Resolutions and presentments of the Grand Juries, on the Free School system.

The House concurred in and returned to the Senate, the following Reports:

Report of the Committee on the College, Education and Religion, on the disbursements of the Fund for the Deaf and Dumb and the Blind.

Reports of the Committee on Claims and Grievances,

On the Petition of Charles Beck;

On the Account of the Clerk of the Senate; and,

On the Account of J. Fuller.

Reports of the Committee on the Military and Pensions,

On the Petition of Abigail Stevenson; and

On the Petition of Mary Burns; and the

Report of Committee on the Lunatic Asylum and Medical Accounts,

On the Account of John H. Grant.

A Bill to make navigable certain streams in Edgefield and Barnwell Districts, was called for a second reading, and ordered to *lie on the Table.*

The following Reports were considered and agreed to:

Report of the Committee on Education,

On the Report of the Trustees of the College, on the Accounts of the College Treasurer.

Report of the Committee on Grievances,

On the Petition of Citizens of Darlington, Marion and Williamsburg, pray-

ing that a vote may be taken as to the retailing of Spirituous Liquors; and

The Report of the Committee of Ways and Means,

On the Petition of Thomas N. Senross and Wife.

The following Reports were ordered to *lie on the Table*:

Reports of the Committee on Internal Improvements,

On the Petition of Citizens of York and Spartanburg, for the Improvement of the navigation of Broad River above Ninety-Nine Islands; and

On the Petition of Citizens of St. James, Goose Creek, for a reduction of Tolls on the State Road.

Report of the Committee on Incorporations,

On the Petition of Harmony Lodge, No. 61.

Report of the Committee of Ways and Means,

On the Account of the Commissioners of the Poor for Prince George, Winyaw, as to the expenditure of the Transient Poor Fund.

Reports of the Committee on Privileges and Elections,

On the Report of the Senate's Committee, on the Petitions of Citizens of Lexington, praying for a change, and for a new place of Election; and

On the Report of the Senate's Committee, on the Petition of Citizens of York, for a new place of Election; and

The Report of the Committee on District Offices and Officers,

On the Petition of Citizens of Sumter, praying an alteration of the law in relation to Magistrates.

The House refused to concur in a Resolution from the Senate, providing for delaying suit on Bonds of purchasers of Public Lands.

The House considered and agreed to the following Reports, and ordered them to be sent to the Senate, for concurrence:

Reports of the Committee on Claims,

On the Account of E. Mulligan, Sheriff of Beaufort; and

On the Account of John Hudgins, Sheriff of Laurens; and

The Report of the Committee of Ways and Means,

On a Resolution of Enquiry as to the Catawba Indians.

The following Reports were concurred in, and returned to the Senate:

Reports of the Committee on Claims and Grievances,

On the Account of Benjamin Hart;

On the Account of John E. Grist;

On the Accounts of sundry persons, for attendance as Witnesses in the contested election for St. Paul's; and

On the Petition of D. K. Whitaker.

Mr. AIKEN submitted the following Resolution, which was ordered to be considered immediately, was agreed to, and sent to the Senate for concurrence:

Resolved, That the State Printer hereafter be required to print the Acts of the Legislature on fine paper, and put them up separately from the Reports, Resolutions and Journals, and that the same be stitched in substantial printed covers.

The Senate sent to this House, for concurrence, the Report of the Committee on the College, Education and Religion, upon the Returns of the Commissioners of Free Schools for the several Districts and Parishes;

On motion of Mr. NORTHROP, a Message was ordered to be sent to the Senate, proposing to amend the Report, by striking out so much thereof as relates to a Superintendent of Free Schools; to which the Senate returned the following answer:

IN THE SENATE, DECEMBER 18, 1846.

Senate grants leave to your House, to amend the Report of the Committee of the Senate on the College, Education and Religion, upon the Returns of the Commissioners of Free Schools for the Districts and Parishes, by striking out the following clause of the same:—"For the rest, your Committee cannot fail to reiterate the desire so often heretofore expressed, that the Legislature, in its wisdom, would see fit to appoint an officer, whose duty it should be to superintend the operation of the Free School system, and to receive these returns on the several Districts or Circuits—in which case he could not fail to be able to lay before us the true condition of the Schools, and to furnish altogether a mass of information which would be really interesting and instructive. Thus, something might be done by enactment, to remedy the defects of the system—thus something might be done to increase the fund for distribution."

By order of the Senate.

ANGUS PATTERSON, *President*.

The Report, as amended, was concurred in, and ordered to be returned to the Senate.

The House concurred in and returned to the Senate, the Report of the Committee on the College, Education and Religion, on the Governor's Message relating to the South Carolina College.

The Senate sent to this House, the Report of the Committee on Accounts and Vacant Offices, on the Contingent Accounts against the Lower Division of the Treasury; which was read, concurred in, and ordered to be returned to the Senate.

Messages were interchanged between the two Houses, proposing to proceed, forthwith, to the ratification of the Acts passed at the present Session of the General Assembly; and immediately after, the Speaker, attended by the Officers, and accompanied by the Members of the House of Representatives, attended in the Senate Chamber, where the Acts, reported by the Committee on Engrossed Acts, were duly ratified.

The Speaker having returned, and resumed the Chair, announced the following Reports, which had been returned by the Senate, with their concurrence:

Reports of the Committee on Claims,

On the Account of S. P. Sutton;

On the Account of C. Beck;

On the Account of M. E. Munro;

On the Account of R. Q. Pinckney, Secretary of State;

On the Account of A. C. Sutton;

On the Account of John G. Bowman;

On the Account of E. S. J. Hayes;

On the Account of the South Carolinian;

On the Account of the Charleston Courier;

On the Account of Joseph A. Hines;

On the Account of R. E. Russell;

On the Account of J. D. White;

On the Account of A. S. Johnston;

On the Account of T. W. Glover, Clerk of the House;

On the Account of N. B. Thomas;

On the Account of H. Boulware;

On the Account of N. Harris; and

On the Account of E. Waterman.

Reports of the Committee on Education,

On the Report of the Attorney General, on the debt due to the Ludlam School Fund; and

On the Report of the Vestry of St. James, Goose Creek, on the Ludlam School Fund; and

The Report of the Committee on Privileges and Elections, appointing Managers of Elections of the several Districts and Parishes.

The Senate and House of Representatives, by verbal messages interchanged by their Clerks, were respectively informed that the Legislative business before each House was disposed of; and

On motion of Mr. CARN, at 44 minutes past 9 o'clock, the SPEAKER adjourned the House of Representatives, *sine die*.

ERRATA.

After line 13, from the top of page 166, insert the following:

A Bill to make Appropriations for the year commencing in October, 1846.

After line 23, from the top of page 166, insert:

A Bill to incorporate the Greenville Manufacturing Company.

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